

HARWARD

JESUS RODRIGUEZ  
ASSISTANT DISTRICT ATTORNEY

THE DISTRICT ATTORNEY  
COUNTY OF SAN DIEGO

BONNIE M. DUMANIS  
DISTRICT ATTORNEY

San Diego  
330 West Broadway  
San Diego, CA 92101  
(619) 531-4040

<http://www.sandiegoda.com>

November 1, 2004

Adolfo Gonzales  
Chief of Police  
National City Police Department  
1200 National City Boulevard  
National City, CA 91950

RE: Non-fatal shooting of [REDACTED] on March 11, 2004, by National City  
Police Officers Daniel Harward and Chris Miller; NCPD Case # 0402679; DA Special  
Operations Case # 04-045PS; Deputy District Attorney assigned: A. Craig Rooten

Dear Chief Gonzales:

We have reviewed the reports and other materials compiled by your department concerning the  
non-fatal shooting of [REDACTED] by the above-named officers on March 11, 2004. A  
District Attorney Investigator responded to the scene soon after the incident and was briefed by  
your investigators.

**Persons Involved**

Richard Ortiz, age 22, was an "Iris Street" gang member, on probation for auto theft, and the  
driver of the stolen vehicle involved in the incident.

[REDACTED] age [REDACTED] was a passenger in the vehicle.

Officer Chris Miller was assigned as a patrol officer.

Officer Daniel Harward was assigned as a School Liaison Officer.

**Background**

The reports indicate that at about 10:30 p.m. on March 10, [REDACTED] drove his 1986 [REDACTED]  
[REDACTED] to a residence in the 900 block of East 28th Street. While there, Mr. [REDACTED] became  
involved in an argument with two acquaintances—one of them was Richard Ortiz. Mr. [REDACTED]  
said Mr. Ortiz took his car keys, watch and cigarettes, at knife point, and left in his [REDACTED]  
[REDACTED] Mr. [REDACTED] said he saw his car later that evening at East 24th Street and Highland Avenue  
and Mr. Ortiz was still driving it. Mr. Ortiz refused to return the vehicle and drove away. The  
next morning Mr. [REDACTED] called your department and reported his car stolen.

Chief Adolfo Gonzales  
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At about 10:30 a.m., before the stolen vehicle report was taken, officers located the car illegally parked in the west alley of the 1900 block of Wilson Avenue. The officers contacted Mr. Ortiz and two others who were in the vehicle, and they requested that the vehicle be properly parked. After checking to see if the car had been reported stolen, the officers left.

At about 11:00 a.m. the license plate number of the stolen vehicle was given to your dispatcher, who noted the number, was the same as the illegally parked vehicle's, and officers began searching for the car.

Officer Harward located the [REDACTED] in a parking lot at 620 East 24th Street and requested that Officer Miller assist him in checking on the vehicle. At about the same time, Mr. [REDACTED] who was riding a bicycle in the parking lot, saw his car. Mr. [REDACTED] approached and asked Mr. [REDACTED] who was sitting in the front passenger seat, where Mr. Ortiz was. Mr. [REDACTED] told him Mr. Ortiz was inside the apartment complex. Mr. [REDACTED] rode a short distance and saw the officers approaching on foot. Mr. [REDACTED] rode his bike back into the lot and saw Mr. Ortiz entering the vehicle. Mr. [REDACTED] yelled at Mr. Ortiz to leave the keys and the car, but Mr. Ortiz said "no" and started the motor, backing out of the parking stall and driving directly at Mr. [REDACTED]. Mr. [REDACTED] moved behind a parked car to avoid being hit.

Mr. Ortiz then drove the car directly at the officers. Officer Harward extended his hand and repeatedly ordered Mr. Ortiz to stop, but the vehicle continued toward the officers.

#### *Shooting Incident*

As the [REDACTED] sped toward the officers, Officer Harward saw Mr. Ortiz look directly at him, accelerate, and continue directly toward him and Officer Miller. The [REDACTED] did not slow down, and when the officers moved, Mr. Ortiz turned the car toward them. Officer Harward said he believed Mr. Ortiz was intentionally driving at him and Officer Miller, so he fired two rounds at the car as he attempted to move out of the way. Officer Miller also fired, thinking Mr. Ortiz was trying to hit them. He thought the vehicle had actually struck Officer Harward as it passed. Mr. [REDACTED] said he believed Mr. Ortiz was trying to run the officers down.

The [REDACTED] fled and was involved in a traffic accident at the intersection of East 28th Street and F Avenue. Mr. Ortiz was captured near the scene of the accident. Officer Harward located Mr. [REDACTED] the front passenger, and the other passenger, Maria Urzua, sitting on the curb. Mr. [REDACTED] had been shot in the left leg and back. Ms. Urzua said when Mr. Ortiz saw the officers he panicked and drove straight at them at a high rate of speed, trying to intimidate them.

#### *Additional Investigation*

The [REDACTED] of the apartment complex was seated in her car in the parking lot during the incident. She said the [REDACTED] drove directly at the officers at a high rate of speed. She told a detective the officers would have been hit if they had not shot at the vehicle and caused it to veer to the left.

Chief Adolfo Gonzales  
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Examination of the physical evidence revealed that Officer Harward fired his gun twice and Officer Miller fired seven times. There were six bullet impacts on the vehicle

A toxicological examination revealed the presence of methamphetamine in Mr. Ortiz's system.

#### **Legal Analysis**

This review was conducted pursuant to the joint protocol between this office and all San Diego law enforcement agencies calling upon the District Attorney to conduct an independent assessment of the circumstances surrounding the use of deadly force. The review does not examine such issues as compliance with the policies and procedures of any law enforcement agency, ways to improve training, or any issues related to civil liability. Accordingly, such a review should not be interpreted as expressing an opinion on these matters.

Under California law, peace officers may use deadly force to protect themselves from the threat of death or great bodily harm and to use reasonable force in making an arrest. California Penal Code section 835a allows an officer to use reasonable force to make an arrest and to overcome resistance by a person for whom he has reasonable cause to believe has committed a public offense. That section states the officer need not retreat or desist his effort to effect an arrest because of that person's resistance.

In accordance with Penal Code section 196, peace officers may use deadly force in the course of their duties under circumstances not available to members of the general public. We are mindful, however, that certain limits on the use of deadly force apply to peace officers. The U.S. Ninth Circuit Court of Appeals, in the case of *Scott v. Henrich* (9<sup>th</sup> Cir. 1994) 39 F.3d 912, delineated those circumstances under which deadly force may be used:

"[P]olice may use only such force as is objectively reasonable under the circumstances. An officer's use of deadly force is reasonable only if 'the officer has probable cause to believe that the suspect poses a significant threat of death or serious physical injury to the officer or others.' All determinations of unreasonable force 'must embody allowance for the fact that police officers are often forced to make split-second judgments--in circumstances that are tense, uncertain, and rapidly evolving--about the amount of force that is necessary in a particular situation.'" [Citations omitted.]

Irrespective of any laws applicable to situations where peace officers use deadly force in accomplishing their duties, the law of self defense and defense of others is available to any person.

#### **Conclusions**

In this case, Officers Harward and Miller were confronted by a speeding vehicle bearing down on them in an attempt to escape. According to the officers and witnesses, including one witness inside the car, the car was headed directly at the officers at a high rate of speed, and only veered away from the officers as a result of their defending themselves by firing at the vehicle. While it is unfortunate that Mr. [REDACTED] a passenger, was wounded in this incident, the decision by the

Chief Adolfo Gonzales  
November 1, 2004  
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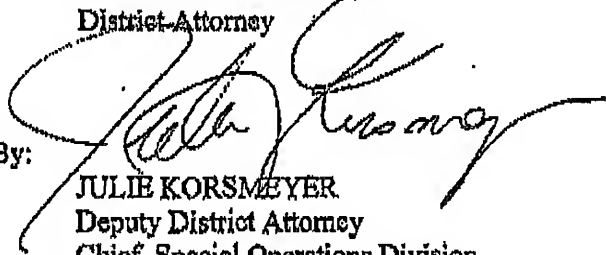
officers to fire at the vehicle was reasonable under the circumstances, and their use of deadly force was justified. The fact that Mr. [REDACTED] rather than Mr. Ortiz, was wounded, does not change our assessment that the conduct of the officers was appropriate under the circumstances. The officers bear no criminal liability for their actions.

We anticipate no further action in this matter other than the continuing prosecution of Mr. Ortiz. A copy of this letter, along with the materials submitted for our review, will be retained in our files.

Sincerely,

BONNIE M. DUMANIS  
District Attorney

By:

  
JULIE KORSMEYER  
Deputy District Attorney  
Chief, Special Operations Division

JK:jb



# National City Police Department

## ADMINISTRATIVE INVESTIGATION TRACKING FORM

Complainant Name: <u>DIS</u>				
Officer / Employee Involved: <u>HARWARD - MILLER</u>				
Complaint Taken By:		DATE: <u>1 1 2004</u>	Date Logged in IA:	By: _____ Class: <u>T</u>
IA Case# <u>041A-003</u>		Retain & Investigate <input checked="" type="checkbox"/>	Return for Command Invest <input type="checkbox"/>	
<b>CLASS 1 TRACKING</b> (to be completed when the case is investigated by Internal Affairs)				
Investigation Completed By: <u>SGT. KING</u>		Date Completed: <u>10.14.04</u>		
Approved Content by IA Lt: <u>R.S. OOO</u>		Date Approved: <u>10.18.04</u>		
Reviewed by Admin. Capt: <u>M. RODRIGUEZ</u>		Date Approved: <u>03-27-06</u>		
<u>TRAINING AREA - VEHICLES</u> Investigator's Finding:		SUS <input type="checkbox"/>	NOT SUS <input type="checkbox"/>	EXON <input checked="" type="checkbox"/>
To Command Lt: <u>ALLEN</u>		Date to Command Lt: <u>10.18.04</u>		
Recommendation by Command Lt: <u>EXONERATED</u>		Date to Chief: <u>3/30/06</u>		
<b>CLASS 2 TRACKING</b> (to be completed when case is investigated by employee's command)				
Date to IA for Case#:		Date Received by IA:		
Returned To (Command):		Date Returned to Command:		
Supervisor or Investigator's Finding:		SUS <input type="checkbox"/>	NOT SUS <input type="checkbox"/>	EXON <input type="checkbox"/>
Recommendation by Supervisor or Investigator:				
Watch Commander or Lt's Finding:		SUS <input type="checkbox"/>	NOT SUS <input type="checkbox"/>	EXON <input type="checkbox"/>
Disposition by Watch Commander or Lt:				
<b>CHIEF'S DISPOSITION</b>				
<u>Ally</u> Routed to Skip Bicarano, Chief of Police		Date Received: <u>03-30-06</u>		
Appeal Hearing: <u>N/A</u> YES <input type="checkbox"/> NO <input type="checkbox"/>		Command Disposition Upheld: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		
Final Disposition of Chief of Police: <small>(to be completed only if Command Dispo. not upheld)</small>		Verbal Admon <input type="checkbox"/>	Written Admon <input type="checkbox"/>	Suspension (Length): <input type="checkbox"/>
		Termination <input type="checkbox"/>		
		Other: <input type="checkbox"/>		
Returned to IA for File By: <u>CAPT. KNIGHT</u>		Date Returned: <u>3/30/06</u>		
Disposition Notification By: <u>15</u>		Date Notified: <u>92</u>		
Employee Review By:		Date Reviewed: <u>92</u>		

October 14, 2004

To: Chief Aldolfo Gonzales  
From: Sergeant Michael J. King  
Subject: Internal Affairs Investigation #03IA003

DATE AND TIME OF OCCURRENCE:

March 11, 2003/1224 hours

OFFICER INVESTIGATED:

Officer Christopher Miller  
Officer Daniel Harward

SYNOPSIS:

On March 11, 2004, at about 1224 hours, Officers Harward and Miller were investigating the report of a carjacked vehicle at the apartment complex located at 631 E. 28<sup>th</sup> Street. The victim of the carjacking told the officers that the stolen vehicle was parked in the rear (south) parking lot of the complex.

Officers Harward and Miller walked into the parking lot at the west entrance from F Avenue. As they walked in an easterly direction in the parking lot, they saw the suspect vehicle being backed quickly southbound out of a parking stall in the north portion of the lot. The driver of the stolen car swiftly turned in a westerly direction and accelerated westbound directly at Officers Harward and Miller.

The officers attempted to move to the north, but, according to the officers and witnesses, the vehicle accelerated so quickly and at such a high rate of speed that the officers were forced to fire their service pistols toward the driver of the vehicle. A combination of the evading movements of the officers and the firing of their weapons saved them from being struck by the car.

As the rounds from the service pistols of both of the officers struck the vehicle, the car veered somewhat to the southwest and sped past the officers to the south, almost striking Officer Harward. When the car was proceeding past the officers, Officer Miller fired additional rounds in an attempt to stop the fleeing vehicle from proceeding further because of the excessive force and atrociousness of the driver's actions seconds earlier. The vehicle was able to speed southbound on F Avenue.

The car was being driven so fast and erratically that the suspect vehicle collided with another car, which was stopped on F Avenue near Sweetwater Union High School, about 300 yards south of the shooting incident. Other officers apprehended the driver and two passengers at or near the collision site. One of the passengers was struck in leg by one of the rounds fired by the officers.

LOCATION OF INCIDENT:

631 E. 28<sup>th</sup> Street

DEPARTMENT POLICY APPLICABLE:

Operating Procedure #52 - Use of Force, states (in part) reasonable force may be applied consistent with California Penal Code section 835a. Officers shall not use more force in any situation than is necessary to effect lawful objectives and is appropriate under the circumstances.

Deadly force against any person, including a fleeing felon, may only be used when an officer reasonably believes that the action is necessary as a means of self defense from death or serious injury; to defend any other victim from death or serious injury; to prevent a crime in which human life is in serious jeopardy as a result of a suspect's actions; to apprehend a fleeing felon if the felony is a forcible and atrocious one which threatens death or serious injury.

INVESTIGATION:

Detective Taylor and I were called out to the scene on March 11, 2004. Detective Sergeant Triviz briefed us. I reviewed the parking lot shooting scene at 631 E. 28<sup>th</sup> Street and the area of the vehicle collision, located at the intersection of F Avenue and E. 28<sup>th</sup> Street. Detectives and traffic investigators processed both scenes completely. Each investigator submitted thorough, written reports detailing their actions and observations. Detectives located and comprehensively interviewed witnesses.

The victim of the carjacking, [REDACTED] and the apartment complex [REDACTED] [REDACTED] [REDACTED] [REDACTED] witnessed the entire incident involving the shooting in the parking lot. [REDACTED] and [REDACTED] gave detailed statements, which verified that the driver of the suspect vehicle, Richard Ortiz, absolutely tried to run down both officers. Both witnesses felt the officers were completely justified in firing at the suspect vehicle.

[REDACTED] said, "They (the officers) didn't have time to react to get out of the way. It would have hit'em straight on if they hadn't fired." In the crime report [REDACTED] told Detective Nagle that the officers pulled their guns as Richard Ortiz was driving directly at them. [REDACTED] saw both officers trying to get out of the way of the suspect vehicle, but Ortiz was still driving at them at high speed. Both officers fired at Ortiz as he drove directly at them.

Maria Urzua, one of the passengers in the suspect vehicle stated, "Richard (Ortiz) began panicking. The police started walking up the driveway, and he didn't care if the cops were there. He wanted the cops out of the way. There were cops in front of us." Richard Ortiz and the other passenger, [REDACTED], invoked their Miranda rights when asked by detectives to provide a statement.

Officers Miller and Harward gave voluntary statements to Detectives Grande and Remmers. The officer's statements to the detectives are thorough and specific in the articulation of their reasonable fear

for their own safety. They also feared for the safety of each other as Ortiz tried to run them down. Both officers fired several rounds at the suspect vehicle as the vehicle came at them.

Officer Miller fired additional rounds at Ortiz as the vehicle veered closely past them and one final round as the vehicle sped southbound on F Avenue. Officer Miller fired the rounds at the fleeing vehicle because he was very concerned the suspect vehicle would get away. Officer Miller obviously realized the atrociousness of the attempt by Ortiz to run over both officers. Officer Miller undoubtedly did not want the public to be subjected to possible serious injury from Ortiz during his escape.

The crime report (#0402679) regarding this officer involved shooting is very comprehensive and gives specific detail to the crime scenes and the circumstances of the case. The statements of all the persons involved are adequately depicted. I did not find it prudent to interview either Officers Miller and Harward or any of the witnesses in the case.

The case against Ortiz was submitted to the District Attorney's Office. Ortiz pled guilty to 211 P.C. Robbery, 245 (c), Assault with a Deadly Weapon, and 10851 V.C. Vehicle Theft.

FINDING:

Officers Miller and Harward were in full uniform when they approached the carjacked suspect vehicle on March 11, 2003. David Ortiz attempted to run down both officers in order to escape arrest. Both officers tried to move out of the path of the suspect vehicle, but Ortiz was intent on striking the officers. Ortiz did not veer away from the officers until after the officers opened fire to protect themselves from death or serious bodily injury.

Officer Miller fired additional rounds at Ortiz after Officer Miller and Officer Harward were out of danger from being run over by the vehicle. Officer Miller fired the rounds to stop an obvious fleeing, atrocious felon from escaping. Officer Miller was undoubtedly concerned for the safety of the public should Ortiz escape.

Officer Miller's obvious fears for public safety were true. Within a few seconds Ortiz drove the vehicle into another car, which was stopped near the intersection of F Avenue and E. 28<sup>th</sup> Street to drop off a female. This female was injured as a result of the collision. Additionally, Ortiz fled the scene of the accident, but was apprehended a short time later by several officers. The officers found him hiding in the yard of a nearby residence.

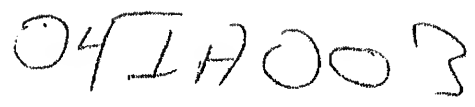
Based on the information from the extensive crime report regarding this officer involved shooting, Officers Miller and Harward are exonerated from any violation of NCPD operation Procedure #52.

CONCLUSION:

Officer Miller is exonerated with regards to any violation of NCPD Operating Procedure #52 in this case.

( Officer Harward is exonerated with regards to any violation of NCPD  
Operating Procedure #52 in this case.

R.S. Allen, LT.  
10.18.04



At about 1149 hours, two National City Police Officers located the vehicle in the south parking lot of an apartment complex located at 620 East 24<sup>th</sup> Street. The vehicle was seen pulling out of a parking space and occupied by three suspects, two males and one female. The vehicle quickly accelerated forward to a high rate of speed and drove directly at the two officers. The officers having been placed in a position that threatened their safety fired multiple shots at the vehicle as it sped toward them. The suspect vehicle then exited the lot and sped off, south on "F" Avenue and subsequently collided with another uninvolved vehicle about two blocks away at the intersection of "F" Avenue and East 28<sup>th</sup> Street, north of Sweetwater High School. The driver (Ortiz) of the suspect vehicle fled the scene of the collision and was found inutes later hiding in the shrubs along the side of a nearby residence (631 East 28<sup>th</sup> Street). He was taken into custody without further incident. The remaining two suspects, [REDACTED] and Maria Urzua were passengers and remained at the scene of the collision and were taken into custody. As a result

of the collision, the suspect vehicle and the uninvolved vehicle, a 1981 [REDACTED] sustained major damage. A passenger of the [REDACTED], a student at Sweetwater High School complained of pain as a result of the collision and was taken by paramedics to Paradise Valley Hospital. [REDACTED] was being dropped off at school by her step-father when the collision occurred.

[REDACTED] sustained two gunshot wounds; he was transported by paramedics to UCSD Hospital. Maria Urzua complained of pain as a result of the collision and was transported to UCSD Hospital.

Potential booking charges for all three suspects may range from Carjacking, Assault with a Deadly Weapon, to the Attempted Murder of a Police Officer. The investigation is ongoing.

The two National City Police Officers were not injured during the incident and will be placed on Administrative Leave with pay per our agency's policy. The criminal investigation of the incident is being handled by homicide detectives of the National City Police Department. The administrative investigation will be handled by the Department's Internal Affairs Unit.

During the incident, Sweetwater High School, 2900 Highland Avenue, and Olivewood Elementary, 2505 "F" Avenue, were placed under lockdown conditions while officers searched for the outstanding suspect.

Contact Person(s): Jose Tellez, Sergeant  
Public Information Officer

Phone No.: (619) 336-4423  
Pager: (619) 896-3690

Any requests  
for  
Copies of reports  
by L.E. personnel  
Refer  
to

Grande

RE  
41-04



60-14-04

per Detective Grande  
Suspect pled guilty.

DO NOT SEND supplemental  
to DA. Case is complete

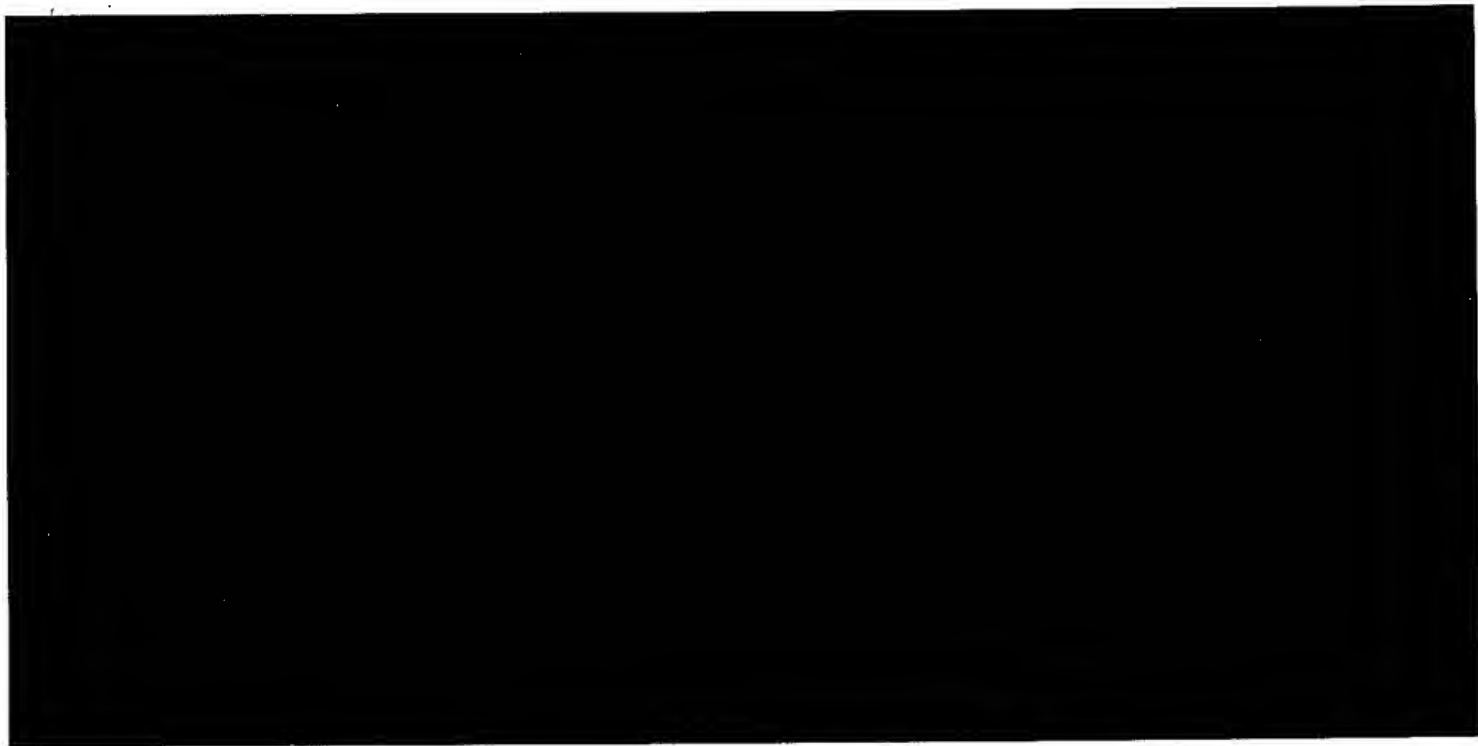
ANY REQUEST FOR ANY  
PORTION OF THIS FILE BY L.E.

REFER TO GRANDE - other  
requests ~~to~~ <sup>refer</sup> to: D. A.

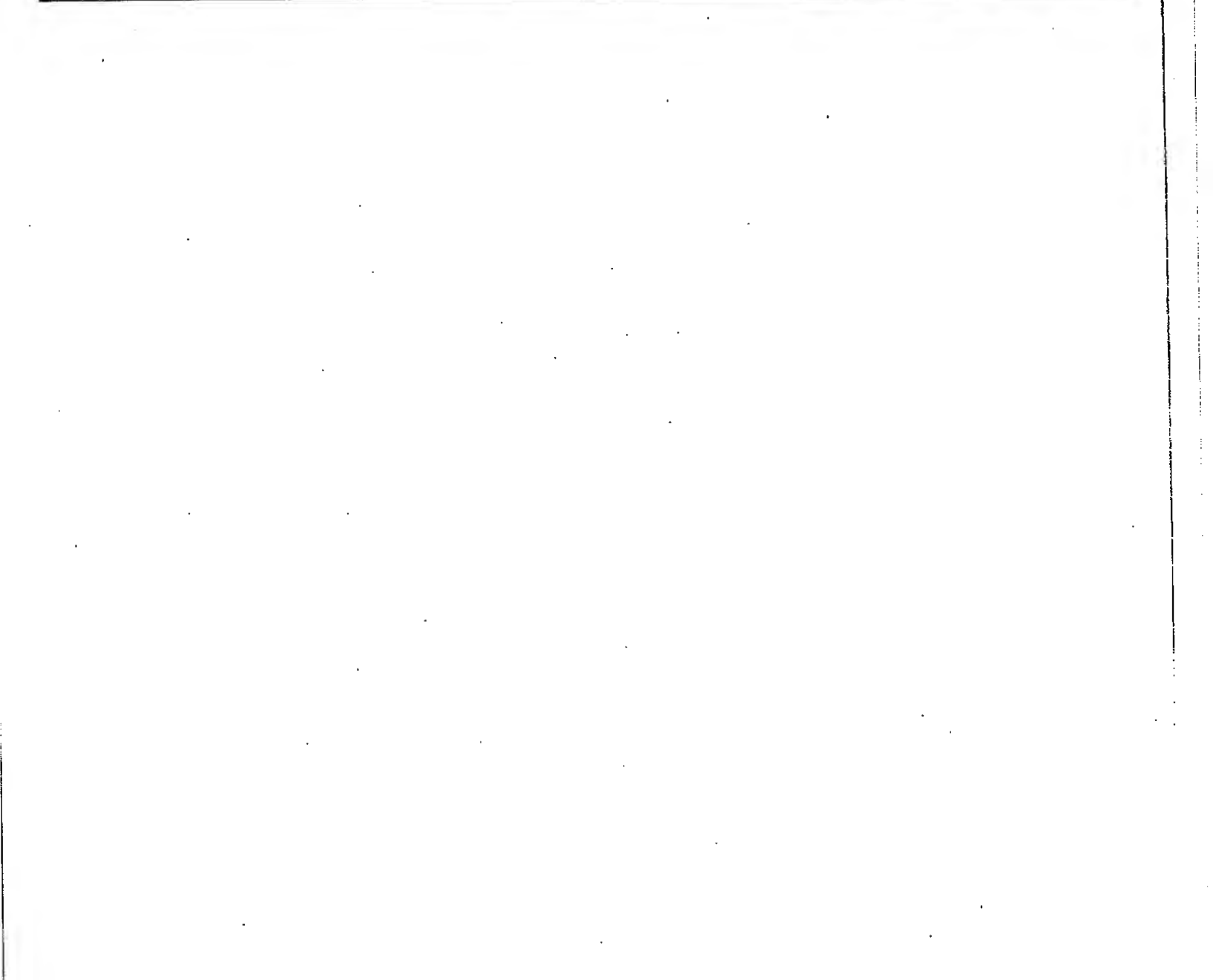
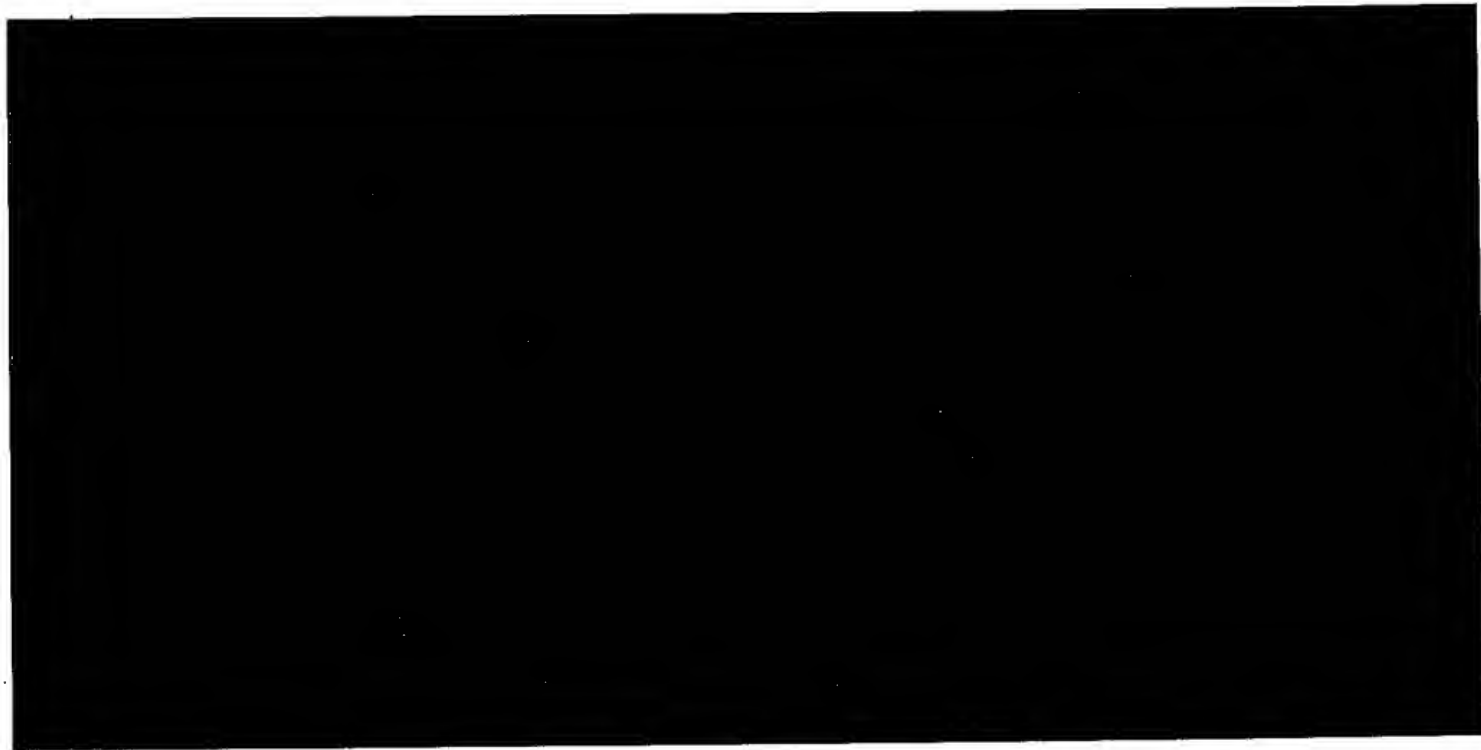
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2 COPIES - ONE for D.A.  
ONE for GRANDE

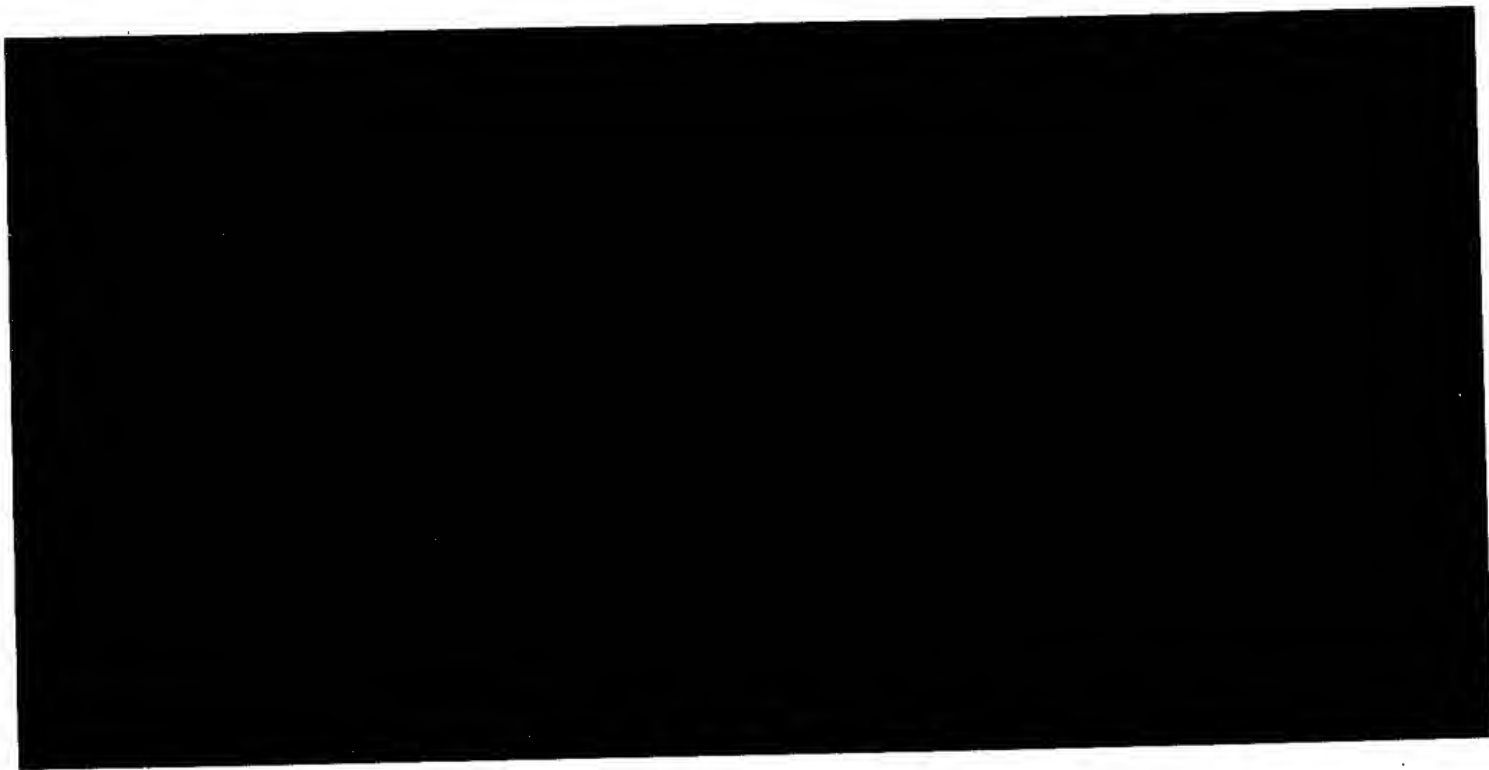
REQUEST FOR/BY INVOLVED  
PARTIES - SEND REQUEST  
THROUGH MY OFFICE  
NO EXCEPTIONS -  
TRIKOLANDA

Copy <sup>original</sup> to Lt. Allen 6/11/04 (for Kessie)  
full copy to Lt. Allen 8/24/04 (in per. of Grande)  
complete copy to attorney Woods (copy Det Grande) 3/30/04  
(as requested by Ronnie)



0402679





# NATIONAL CITY POLICE DEPARTMENT

1200 National City Boulevard  
National City, CA 91950  
Telephone (619) 336-4447

## PROPERTY RELEASE

CASE NO.	OTHER REFERENCE	PROPERTY TAG NO.
0402679		

WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

Att: Woods, John  
Kenneth C. Perry  
Advanced Attorney services

Flores # 4654

Per Sgt Rouns

RELEASE AUTHORIZED BY

Prop & EVID

DIVISION

05/15/07

DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST: I0020249 - (1) SET OF 35mm Photos

I0020250 - (1) SET OF 35mm PHOTOS

I0019845 - (2) SETS OF 35mm PHOTOS

I0020038 - (2) SETS OF 35mm PHOTOS

I0020734 - (4) COPIES OF VIDEO OF WALK THROUGH

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

*[Signature]*

DATE

6/14/07

PD - 350 (10-93)

NATIONAL CITY POLICE DEPARTMENT  
1200 National City Boulevard  
National City, CA 91950  
Telephone (619) 336-4447

PROPERTY RELEASE

CASE NO. <u>6402679</u>	OTHER REFERENCE	PROPERTY TAG NO.
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WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

ATT. Woods, John  
Kenneth C. Perry  
Advanced Attorney Services

FLORES #4654 <sup>PER. SGT. BORDS</sup>  
RELEASE AUTHORIZED BY  
PROP & EVID  
DIVISION  
05-15-07  
DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST: I0020027 - (3) COPIES OF PHOTO DISC

I0020247 - (3) COPIES OF PHOTO DISC

I0019856 - (3) COPIES OF PHOTO DISC

I0020735 - (3) COPIES OF PHOTO DISC

I0019844 - (3) COPIES OF PHOTO DISC

I0019857 - (3) COPIES OF PHOTO DISC

I0019854 - (3) COPIES OF PHOTO DISC

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

[Signature]

DATE

6/14/07

PD - 350 (10-93)

NATIONAL CITY POLICE DEPARTMENT  
1200 National City Boulevard  
National City, CA 91950  
Telephone (619) 336-4447

PROPERTY RELEASE

CASE NO.	OTHER REFERENCE	PROPERTY TAG NO.
0402679		

WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

Att: Woods, John  
Kenneth C. Perry  
Advanced Attorney Services

PES FLORES #416524 PER. Sgt. Rands  
RELEASE AUTHORIZED BY  
Prop & EVID  
DIVISION  
05/30/07  
DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST:

I0020186 - (3) SET COPIES OF PHOTOS  
I0020174 - (3) SET COPIES OF PHOTOS  
I0020997 - (3) SET COPIES OF PHOTOS  
I0020199 - (3) SET COPIES OF PHOTOS  
I0020250 - (2) SET COPIES OF PHOTOS

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

*[Signature]*

DATE

6/14/07

PD - 350 (10-93)



NATIONAL CITY POLICE DEPARTMENT  
1200 National City Boulevard  
National City, CA 91950  
Telephone (619) 336-4447

PROPERTY RELEASE

CASE NO. 0402079	OTHER REFERENCE	PROPERTY TAG NO. I0019858
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WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

Att Woods, John

Flores #4654  
RELEASE AUTHORIZED BY

PER Sgt Rands

Prop & B/D

DIVISION

07/09/07

DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST:

I0019858 - COPIES OF DET GELSKY'S NOTES

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

X 1. Brown #360

DATE

X 7/9/07

PD - 350 (10-93)

NATIONAL CITY POLICE DEPARTMENT

1200 National City Boulevard

National City, CA 91950

Telephone (619) 336-4447

PROPERTY RELEASE

CASE NO.

OTHER REFERENCE

PROPERTY TAG NO.

0402679

WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

ATTY BRUCE MENZIES

PES FLORES #4654

RELEASE AUTHORIZED BY

PROP & END

DIVISION

06/25/07

DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST: I0020139 - Copy of Photo lineup & SKETCH

I0019858 - Copy of NOTEBOOKS OF FIELD NOTES OF INV

I0020142 - Copy of Audio only of INTW/MISTI CARD

I0021199 - Copy of Audio only of INT W/ URZUA, M

I0021201 - Copy of Audio only of INT W/ URZUA, M

I0020731 - Copy of Audio only of Int W/ OFF. MILLER

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

DATE

7-9-07

PD - 350 (10-93)

## NATIONAL CITY POLICE DEPARTMENT

1200 National City Boulevard

National City, CA 91950

Telephone (619) 336-4447

## PROPERTY RELEASE

CASE NO.

0402079

OTHER REFERENCE

PROPERTY TAG NO.

WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

ATTY. BRUCE MENZIES

Res Flores #4054

RELEASE AUTHORIZED BY

PROP &amp; EVID

DIVISION

06/25/07

DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST: I0020730 - Copy of Audio only int w/ OFF. HARWARD

I0020729 - Copy of Audio only int w/ ortiz

I0020734 - Copy of waic through on 03/12/04

I CERTIFY, UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

DATE

7-9-07

PD - 350 (10-93)

**NATIONAL CITY POLICE DEPARTMENT**

1200 National City Boulevard

National City, CA 91950

Telephone (619) 336-4447

**PROPERTY RELEASE**

CASE NO. <b>0402679</b>	OTHER REFERENCE	PROPERTY TAG NO.
----------------------------	-----------------	------------------

WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW. WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALF.

NAME  
ADDRESS  
CITY, STATE  
ZIP

ATT: **Bruce Menzies**

**Pes II Flores #4654**

RELEASE AUTHORIZED BY

**PROP & EVID UNIT**

DIVISION

**06/07/07**

DATE

PHONE NO. \_\_\_\_\_

PROPERTY LIST: **I0020247 - copy of photo CD**

**I0020735 - copy of photo CD**

**I0020027 - copy of photo CD**

**I0019857 - copy of photo CD**

**I0019856 - copy of photo CD**

**I0019854 - copy of photo CD , I0019844 - copy of CD photo**

I CERTIFY: UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

PROPERTY RECEIVED BY

**X AL CULLINS**

DATE

**2-9-07**

PD - 350 (10-93)

CITY OF NATIONAL CITY  
Police Department  
619 336-4400

National City 28 / 2340  
07/09/2007 14:59:46.000 Reg PDCASH  
Validation Receipt

CHARGES-

001-11000-3537

PHOTO	PHOTO PROCESS	\$	126.00
-------	---------------	----	--------

Sub-total	\$*****126.00
-----------	---------------

PAYMENT -

Check - 0402379	\$	126.00
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Change	\$*****0.00
--------	-------------

THANK YOU!

Business Hours:  
7:30 - 5:30 Monday Through Fridays

AF  
06/06/07

# National City Police Department

## Crime Lab Work Request

CRIME DATE: 3-11-04 TIME: 11:50

CASE # 0402679 CRIME TYPE: 187-20001-644-211

TAG(S) # I0020735 I0020027 I0019856 I0019844  
I0020247 I0019857 I0019854

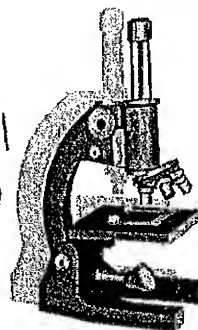
INCIDENT LOCATION: 620 E. 24th Street N.C. Co.

SUSPECT(S) NAME: [REDACTED]

VICTIM(S) NAME: Dan Howard

OFFICER REQUESTING: Records

ITEMS SUBMITTED: \_\_\_\_\_



Total cost  
of photos CDs  
is \$126.00

### LAB WORK REQUESTED:

\_\_\_\_\_PROCESS FOR LATENT PRINTS \_\_\_\_\_PHOTOS \_\_\_\_\_911CALL/PRINT OUT  
\_\_\_\_\_BLOOD SWABS \_\_\_\_\_HAIR/FIBER \_\_\_\_\_COPY OF DIGITAL DISC

\_\_\_\_\_OTHER: \_\_\_\_\_

.....LAB PERSONNEL.....

RES Flores PROCESSING DATE: 06/07/07/06/25/07  
CSS

PROCESS USED/RESULTS: Copies completed. AF

given to ~~Records~~ Sgt. Rounds / RE TO AL CULLINS

DISPOSITION OF EVIDENCE: RTN TO PROB CARRION FOR  
ATTY

07/09/07

[Signature]

ANY REQUEST FOR ANY  
PORTION OF THIS FILE BY L.E.

REFER TO GRANDE - OTHER  
REQUESTS ~~PER~~ <sup>TO:</sup> D.A.  
<sub>refer</sub>

ANYTHING ADDED to this file -  
2 COPIES - ONE for D.A.  
ONE for GRANDE

REQUEST FOR/BY INVOLVED  
PARTIES - SEND REQUEST  
THROUGH MY OFFICE  
NO EXCEPTIONS -  
TRIKOLAND

Copy <sup>document</sup> <sup>report</sup> <sup>only</sup> to Lt. Allen 6/11/04 (for Kassin)  
full copy to Lt. Allen 8/24/04 (olper Det Grande)  
complete copy to attorney Woods (olper Det Grande) 8/20/04  
(or requested by Ronnie)

⊗ OKAY TO PROCESS THIS REQUEST - PER SGT. ROUNDS  
06/06/05

NATIONAL CITY POLICE DEPARTMENT  
APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY

REPORT NUMBER 0402679

Name BRUCE MENZIES

Phone 619-260-6111

Address 2729 4th AVE, SUITE #1

City SAN DIEGO

State CA

Zip 92103

This will certify that as Victim Driver Property Owner Passenger Pedestrian Party of Interest,  
X or representative of the above, who because of age or physical condition prevents him from representing himself, I  
have a proper interest in this accident/incident.

Signature [Signature]

Date

Type of Report Requested: Traffic Accident

Domestic Violence

Identity Theft

Vehicle Theft include License number

Other Explain

COMPACT DISCS OF DIGITAL PHOTOS

(SEE ATTACHED LIST)

Date of Accident or Incident 04/11/04

Location of Accident or Incident 620 E. 24th ST, NATL CITY

Name(s) of persons involved N/A

Note: Incomplete or illegible information may cause a delay in processing your request.

INSURANCE COMPANY ONLY - COMPLETE THIS SECTION. YOU MUST PROVIDE A POLICY  
OR CLAIM NUMBER.

Company Name

Policy Number

Address

Requested by

Representing

ATTORNEY OR AUTHORIZED INDIVIDUAL REPRESENTING INVOLVED PARTY - COMPLETE  
THIS SECTION. YOU MUST PROVIDE A SIGNED AUTHORIZATION OF INDIVIDUAL REPRESENTED.

This is to certify that I represent [Redacted]

Firm

Name Bruce Menzies

Address 2729 4th Ave Suite 1 SD 92103

Signature [Signature]

Date 5/30/07

DEPARTMENT USE ONLY

Identification DL, CID, Other

Verified by

Date Mailed                      Date Picked up at Front Counter                     

Amount                     

Other Notes:



Pop. Tag #s:

I0020735  
I0020247  
I0020027  
I0019857  
I0019856  
I0019854  
I0019844

**April Flores**

**From:** Robert Rounds  
**Sent:** Thursday, May 03, 2007 12:17 PM  
**To:** April Flores  
**Subject:** RE: Evidence Viewing

April,

In follow up to our short conversation in the parking garage this morning---

Atty John Wood cancelled today's appointment. He'd like to come view the evidence on May 15 in the afternoon.

In the meantime, we need to get four copies of every photo taken during this investigation, case #0402679. This applies to both 35mm and digital photos. Please let me know what you need from me to get this going.

Thanks,

Robert

**Sergeant Robert Rounds**  
National City Police Department  
Internal Affairs/Backgrounds Division  
(619) 336-4508

-----Original Message-----

**From:** April Flores  
**Sent:** Wednesday, May 02, 2007 4:08 PM  
**To:** Robert Rounds  
**Subject:** Evidence Viewing

Robert,

I get back from lunch at 1230. They are going to have to wait ½ hour.

**April Flores**  
Property Evidence Specialist II  
National City Police Department  
(619)336-4449

5/3/2007

**April Flores**

**From:** Robert Rounds  
**Sent:** Monday, May 14, 2007 4:00 PM  
**To:** April Flores  
**Subject:** Evidence Viewing

April,

John Wood called and left me a message. He's showing Thursday the 17<sup>th</sup> on his calendar for the date we were going to meet. I show the 15<sup>th</sup> at 1500 hours. I don't know....

Anyway, if he can come on the 17<sup>th</sup> in the morning at about 0800 hours I'd rather do that. Let me know if this is okay for you.

As for now, I'm still keeping the 15<sup>th</sup> appointment (tomorrow) on my calendar just in case.

Thanks,

Robert

**Sergeant Robert Rounds**  
National City Police Department  
Internal Affairs/Backgrounds Division  
(619) 336-4508

5/14/2007

**April Flores**

**From:** Robert Rounds  
**Sent:** Thursday, May 10, 2007 11:48 AM  
**To:** April Flores  
**Subject:** Update on Evidence photos for OIS

April,

I received a message from Attorney John Wood today. He said three additional copies of the photos you've already provided him will be fine. In addition, you can make copies of CDs containing photos. You don't need to send digital photos out to be prints in hard copy form -- CDs are fine.

If you have 35mm film that has not been developed yet -- and/or not provided to him already -- please make four copies of those photos.

Thanks,

Robert

-----Original Message-----

**From:** Robert Rounds  
**Sent:** Thursday, May 03, 2007 12:17 PM  
**To:** April Flores  
**Subject:** RE: Evidence Viewing

April,

In follow up to our short conversation in the parking garage this morning---

Atty John Wood cancelled today's appointment. He'd like to come view the evidence on May 15 in the afternoon.

In the meantime, we need to get four copies of every photo taken during this investigation, case #0402679. This applies to both 35mm and digital photos. Please let me know what you need from me to get this going.

Thanks,

Robert

**Sergeant Robert Rounds**  
National City Police Department  
Internal Affairs/Backgrounds Division  
(619) 336-4508

-----Original Message-----

**From:** April Flores  
**Sent:** Wednesday, May 02, 2007 4:08 PM  
**To:** Robert Rounds  
**Subject:** Evidence Viewing

Robert,

I get back from lunch at 1230. They are going to have to wait ½ hour.

5/10/2007

April Flores  
Property Evidence Specialist II  
National City Police Department  
(619)336-4449

# Item Results List - 96 Items

Bar Code	Item	Tag	Description	Status	Locker/Destination	Ids	Partic	Activity Num
10021428	22		AUDIO TAPE - INTERVIEW W/ [REDACTED]	In Storage	LW159A		HARI	0402679/B
10021201	96		Videocassette & audio int w/ Urzuz, Maria	In Storage	LW159A		HARI	0402679/B
10021200	21		Audio & video int w/ [REDACTED]	In Storage	LW159A		HARI	0402679/B
10021199	76		Audio & video int w/ Urzua, M	In Storage	LW159A		HARI	0402679/B
10021198	74		Audio & video int w/ [REDACTED]	In Storage	LW159A		HARI	0402679/B
10020997	20		FILM - recon of crime scene	In Storage	LW159A		HARI	0402679/B
10020735	95	D	PHOTO DISC [REDACTED]	In Storage	L131G5 - 131G-5		HARI	0402679/B
10020734	19		8mm video of walk through	In Storage	LW159A		HARI	0402679/B
10020733	47		Videocassette & audio int w/ [REDACTED]	In Storage	LW159A		HARI	0402679/B
10020732	94		Videocassette & audio int w/ [REDACTED]	In Storage	LW159A		HARI	0402679/B
10020731	46		Videocassette & audio int w/ Off Miller	In Storage	LW159A		HARI	0402679/B
10020730	45		Videocassette & audio int w/ Off Harward	In Storage	LW159A		HARI	0402679/B
10020729	73		Videocassette & audio int w/ Ortiz	In Storage	LW159A		HARI	0402679/B
10020728	72		Videocassette & audio int w/ Carranza	In Storage	LW159A		HARI	0402679/B
10020626	71		MAP DRAWN BY [REDACTED]	In Storage	LW159A		HARI	0402679/B
10020622	18		(1) VIDEO (1) PHOTO LINE-UP	In Storage	LW159A		HARI	0402679/B
10020419	70		TAPES OF CRAWFORD [REDACTED]	In Storage	LW159A		HARI	0402679/B
10020250	69		35MM FILM - of veh	In Storage	LW159A		HARI	0402679/B
10020249	44		35mm photos taken by SDSO	Checked Out	One hour photo shop (4		HARI	0402679/B
10020248	43		LATENT PRINT CARDS - veh	In Storage	LW159A		HARI	0402679/B
10020247	42	D	PHOTO DISC - veh	In Storage	L131G4 - 131G-4		HARI	0402679/B
10020246	93		PROJECTILE from firew all	In Storage	LW159C		HARI	0402679/B
10020245	16		metal jacket from dashboard	In Storage	LW159C		HARI	0402679/B
10020244	92		GSR KIT Unit 370	In Storage	LW159C		HARI	0402679/B
10020243	68		GSR KIT - Unit 437	In Storage	LW159C		HARI	0402679/B
10020242	67		tape lifts from windshield	In Storage	LW159C		HARI	0402679/B
10020241	66		sw ab w/ red stain, & control sw ab	In Storage	LFRZR - FREEZER		HARI	0402679/B
10020240	65		grn bagw /baggies, plastic pouch, screw driv	In Storage	LW159C		HARI	0402679/B
10020239	42		blk seatshirt	In Storage	LW159C		HARI	0402679/B
10020238	41		ycr	In Storage	LW159C		HARI	0402679/B
10020199	64		35MM FILM - Off Harward, uniform, unit	In Storage	LW159A		HARI	0402679/B
10020198	63		uniform pants	Disposed			HARI	0402679/B
10020197	91		uniform shirt (Harward)	Disposed			HARI	0402679/B
10020196	15		GSR KIT - Off Harward uniform	In Storage	LW159A		HARI	0402679/B
10020195	90		GSR KIT - Off Harward gun belt & boots	In Storage	LW159A		HARI	0402679/B
10020194	14		GSR KIT - Off Harward	In Storage	LW159A		HARI	0402679/B
10020193	40		FINGERNAIL SCRAPINGS - Off Harward	In Storage	LW159A		HARI	0402679/B
10020192	39		[REDACTED] bullets	In Storage	LW159A		HARI	0402679/B
10020191	38		[REDACTED] bullets	In Storage	LW159A		HARI	0402679/B
10020190	37		[REDACTED] bullets	In Storage	LW159A		HARI	0402679/B
10020189	62		[REDACTED] bullets	In Storage	LW159A		HARI	0402679/B
10020188	61		[REDACTED] from chamber	Disposed			HARI	0402679/B

# Item Results List - 96 Items

Bar Code	Item	Tag	Description	Status	Locker/Destination	Ids	Partlo	Activity Num
10020187	89		██████████ RSTOL - AUTO	Disposed		DWZ857 ()	HARI	0402679/B
10020186	13		35MM FILM - Off miller, uniform, veh	In Storage	LW159A		HARI	0402679/B
10020185	88		uniform pants	Disposed			HARI	0402679/B
10020184	12		uniform shirt	Disposed			HARI	0402679/B
10020183	36		GSR KIT - Off millers, gun belt, boots	In Storage	LW159A		HARI	0402679/B
10020182	35		GSR KIT - Off Miller uniform	In Storage	LW159A		HARI	0402679/B
10020181	34		GSR KIT - Off Miller	In Storage	LW159A		HARI	0402679/B
10020180	33		FINGERNAIL SCRAPINGS - Off Miller	In Storage	LW159A		HARI	0402679/B
10020179	60		██████████ bullets	Disposed			HARI	0402679/B
10020178	59		██████████ bullets	Disposed			HARI	0402679/B
10020177	87		██████████ bullets	Disposed			HARI	0402679/B
10020176	32		██████████ bullet	Disposed			HARI	0402679/B
10020175	86		██████████ pistol	Disposed		DVF030 ()	HARI	0402679/B
10020174	11		35 MM FILM - crime scene	In Storage	LW159A		HARI	0402679/B
10020173	31		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020172	85		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020171	30		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020170	29		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020169	58		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020168	57		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020167	28		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020166	27		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020165	84		SHELL CASING - ██████████	In Storage	LW159A		HARI	0402679/B
10020142	83		(2) AUDIO & (2) VIDEOS INT W ██████████	In Storage	LW159A		HARI	0402679/B
10020141	26		(2) AUDIO & (2) VIDEOS (MASTER & COPIES) OF GAR	In Storage	LW159A		HARI	0402679/B
10020140	82		PHOTO LINE UP COMPLETED BY ██████████	In Storage	LW159A		HARI	0402679/B
10020139	81		PHOTO LINE UP & SKETCH BY ██████████	In Storage	LW159A		HARI	0402679/B
10020076	56		CD PLAYER	In Storage	L1B2 - 1B-2		HARI	0402679/B
10020040	10		BLOOD VIALS (S)ORTIZ, RICHARD 101281	In Storage	LREF - REFRIGERATOR		HARI	0402679/B
10020039	9		HAIR SAMPLES DRY, WET SECRETIONS SALIVA	In Storage	LFRZR - FREEZER		HARI	0402679/B
10020038	55		UNDEVELOPED FILM	Checked Out	One hour photo stop (4)		HARI	0402679/B
10020037	80		WALLET, POCKET KNIFE, PAGER, MATCHES	In Storage	LW159A		HARI	0402679/B
10020036	8		WOMEN'S RIGHT SHOE	In Storage	LW159A		HARI	0402679/B
10020035	54		PANTS	In Storage	LW159A		HARI	0402679/B
10020034	7		SHIRT	In Storage	LW159A		HARI	0402679/B
10020033	25		JACKET	In Storage	LW159A		HARI	0402679/B
10020032	24		(1) SAMPLE (1) CONTROL RED STAIN	In Storage	LFRZR - FREEZER		HARI	0402679/B
10020031	79		(1) PAIR OF SHOES, (1) PAIR OF SOCKS	In Storage	LW159A		HARI	0402679/B
10020030	23		(1) SAMPLE / (1) CONTROL RED STAIN	In Storage	LFRZR - FREEZER		HARI	0402679/B
10020029	53		WOMEN'S LEFT SHOE	In Storage	LW159A		HARI	0402679/B
10020028	52		UNKNOWN OBJECT	In Storage	LW159A		HARI	0402679/B
10020027	78		(4) DIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1		HARI	0402679/B

Item Results List - 96 Items

Bar Code	Item	Tag	Description	Status	Locker/Destination	ids	Partic	Activity Num
10020026	6		(1) PLASTIC PIECE OF PEN	In Storage	L93G3 - 93G-3		HARI	0402679/B
10020025	51		(1) BEANIE (1) SHIRT (1) BELT (1) PAIR OF SHOES	In Storage	L110B2 - 110B-2		HARI	0402679/B
10019858	50	<del>CONF</del>	NOTEBOOK W/ FIELD NOTES OF INVESTIGATIONS	In Storage	LW159A		HARI	0402679/B
10019857	77	<del>D</del>	PHOTO DISC OF (S) VEHICLE	In Storage	L131G3 - 131G-3		HARI	0402679/B
10019856	5	<del>D</del>	DIGITAL CAMERA DISC	In Storage	L131G3 - 131G-3		HARI	0402679/B
10019854	4	<del>D</del>	DIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1		HARI	0402679/B
10019846	3		GSR KIT - Ortiz, Richard	In Storage	LW159A		HARI	0402679/B
10019845	49		35 MM FILM	Checked Out	One hour photo stop (4:		HARI	0402679/B
10019844	2	<del>D</del>	DIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1		HARI	0402679/B
10019600	48		VIDEO CASSETTE	In Storage	LW159A		HARI	0402679/B
10019599	1		SKETCH	In Storage	LW159A		HARI	0402679/B
10018942	76		PHOTO LINE UP OF ORTIZ	In Storage	LW159A		HARI	0402679/B

EVERY THING w/ ✓ was copied for  
Def ATT9 RV SpRounds

AF 06/25/07



Item Results List - 96 Items

Bar Code	Item Tag	Description	Status	Locker/Desk	Participants	Activity Num
10021428	22	AUDIO TAPE - INTERVIEW W/	In Storage	LW159A	HARWARD	0402679/B
10021201	96	Videocassette & audio - int w	In Storage	LW159A	HARWARD	0402679/B
10021200	21	Audio & video int w/ Ruiz, Vic	In Storage	LW159A	HARWARD	0402679/B
10021199	75	Audio & video int w/ Urzua, M	In Storage	LW159A	HARWARD	0402679/B
10021188	74	Audio & video int w/	In Storage	LW159A	HARWARD	0402679/B
10020997	20	FILM - recon of crime scene	In Storage	LW159A	HARWARD	0402679/B
10020735	95	PHOTO DISC	In Storage	L131G5 - 1	HARWARD	0402679/B
10020734	19	8mm video of walk through	In Storage	LW159A	HARWARD	0402679/B
10020733	47	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020732	94	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020731	46	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020730	45	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020729	73	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020728	72	Videocassette & audio int w/	In Storage	LW159A	HARWARD	0402679/B
10020625	71	MAP DRAWN BY	In Storage	LW159A	HARWARD	0402679/B
10020622	18	(1) VIDEO (1) PHOTO LINE-UP	In Storage	LW159A	HARWARD	0402679/B
10020419	70	TAPES OF CRAWFORD	In Storage	LW159A	HARWARD	0402679/B
10020280	69	35MM FILM - of veh	In Storage	LW159A	HARWARD	0402679/B
10020248	44	35mm photos taken by SDO	In Storage	LW159A	HARWARD	0402679/B
10020248	43	LATENT PRINT CARDS - veh	In Storage	LW159A	HARWARD	0402679/B
10020247	17	PHOTO DISC - veh	In Storage	L131G4 - 1	HARWARD	0402679/B
10020246	93	PROJECTILE from fire wall	In Storage	LW159C	HARWARD	0402679/B
10020245	16	metal jacket from dashboard	In Storage	LW159C	HARWARD	0402679/B
10020244	92	GSR KIT Unit 370	In Storage	LW159C	HARWARD	0402679/B
10020243	68	GSR KIT - Unit 437	In Storage	LW159C	HARWARD	0402679/B
10020242	67	tape lifts from windshield	In Storage	LW159C	HARWARD	0402679/B
10020241	66	swab w/ red stain, & control	In Storage	LFRZR - FR	HARWARD	0402679/B
10020240	65	grn bag w/ baggies, plastic pou	In Storage	LW159C	HARWARD	0402679/B
10020239	42	blk seat shirt	In Storage	LW159C	HARWARD	0402679/B
10020238	41	vcr	In Storage	LW159C	HARWARD	0402679/B
10020499	64	35MM FILM - Off Harward, unif	In Storage	LW159A	HARWARD	0402679/B
10020198	63	uniform pants	Disposed		HARWARD	0402679/B
10020197	91	uniform shirt (Harward)	Disposed		HARWARD	0402679/B
10020196	15	GSR KIT - Off Harward unifon	In Storage	LW159A	HARWARD	0402679/B
10020195	90	GSR KIT - Off Harward gun b	In Storage	LW159A	HARWARD	0402679/B
10020194	14	GSR KIT - Off Harward	In Storage	LW159A	HARWARD	0402679/B
10020193	40	FINGER NAIL SCRAPINGS - Of	In Storage	LW159A	HARWARD	0402679/B
10020192	39	bullets	In Storage	LW159A	HARWARD	0402679/B
10020191	38	bullets	In Storage	LW159A	HARWARD	0402679/B
10020190	37	bullets	In Storage	LW159A	HARWARD	0402679/B
10020189	62	bullets	In Storage	LW159A	HARWARD	0402679/B
10020188	61	bullets	In Storage	LW159A	HARWARD	0402679/B

Cancel 11  
until  
05-15-07 AFTER 11:00

W159A

W159C

1B2

93G-3

110B2

VIEWING W/ATTORNEY  
W/sgt Rounds

© 0630

# Item Results List - 96 Items

Bar Code	Item Tag	Description	Status	Locker/Desk	Participants	Activity Num
0020187	89	35MM FILM - Off miller, uniform	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020186	13	35MM FILM - Off miller, uniform	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020185	68	uniform pants	Disposed		HARWARD, 0402679/B	0402679/B
0020184	12	uniform shirt	Disposed		HARWARD, 0402679/B	0402679/B
0020183	36	GSR KIT - Off millers, gun belt	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020182	35	GSR KIT - Off miller uniform	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020181	34	GSR KIT - Off Miller	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020180	33	FINGERNAIL SCRAPINGS - Of	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020179	80	bullets	Disposed		HARWARD, 0402679/B	0402679/B
0020178	59	bullets	Disposed		HARWARD, 0402679/B	0402679/B
0020177	67	bullets	Disposed		HARWARD, 0402679/B	0402679/B
0020176	22	bullet	Disposed		HARWARD, 0402679/B	0402679/B
0020175	86	plato auto	Disposed		DV HARWARD, 0402679/B	0402679/B
0020174	11	35 MM FILM - crime scene	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020173	31	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020172	85	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020171	30	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020170	29	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020169	58	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020168	57	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020167	28	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020166	27	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020165	84	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020142	83	(2)AUDIO & (2)VIDEOS INT W/	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020141	26	(2)AUDIO & (2)VIDEOS (MAST	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020140	82	PHOTO LINE UP COMPLETED	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020139	81	PHOTO LINE UP & SKETCH BY	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020076	56	CD PLAYER	In Storage	L1B2 - 1B-2	HARWARD, 0402679/B	0402679/B
0020040	10	BLOOD VIALS (S)ORTIZ, RICH	In Storage	LREF - REF	HARWARD, 0402679/B	0402679/B
0020039	9	HAIR SAMPLES DRY, WET SE	In Storage	LFRZR - FF	HARWARD, 0402679/B	0402679/B
0020038	55	UNDEVELOPED FILM	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020037	80	WALLET, POCKET KNIFE, PAGE	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020036	8	WOMENS RIGHT SHOE	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020035	54	PANTS	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020034	7	SHIRT	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020033	25	JACKET	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020032	24	(1)SAMPLE(1)CONTROL RED	In Storage	LFRZR - FF	HARWARD, 0402679/B	0402679/B
0020031	79	(1)PAIR OF SHOES, (1)PAIR O	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020030	23	(1)SAMPLE(1)CONTROL RED	In Storage	LFRZR - FF	HARWARD, 0402679/B	0402679/B
0020029	53	WOMENS LEFT SHOE	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020028	52	UNKNOWN OBJECT	In Storage	LW159A	HARWARD, 0402679/B	0402679/B
0020027	78	(1)DIGITAL CAMERA DISC	In Storage	L131F1 - 13	HARWARD, 0402679/B	0402679/B

# Item Results List - 96 Items

Bar Code	Item Tag	Description	Status	Locker/Des f ds	Participants	Activity Num
10020028	6	(1) PLASTIC PIECE OF PEN	In Storage	L93G3 - 93	HARWARD,	0402679/B
10020025	51	(1) BEANIE (1) SHIRT (1) BELT (1)	In Storage	L110B2 - 1	HARWARD,	0402679/B
10019858	50	NOTEBOOK W/ FIELD NOTES C	In Storage	LW159A	HARWARD,	0402679/B
10019857	77	PHOTO DISC OF (S) VEHICLE	In Storage	L131G3 - 1	HARWARD,	0402679/B
10019856	5	DIGITAL CAMERA DISC	In Storage	L131G3 - 1	HARWARD,	0402679/B
10019854	4	DIGITAL CAMERA DISC	In Storage	L131F1 - 1	HARWARD,	0402679/B
10019848	3	GSR KIT - Ortiz, Richard	In Storage	LW159A	HARWARD,	0402679/B
10019845	49	35 MM FILM	In Storage	LW159A	HARWARD,	0402679/B
10019844	2	DIGITAL CAMERA DISC	In Storage	L131F1 - 1	HARWARD,	0402679/B
10019600	48	VIDEO CASSETTE	In Storage	LW159A	HARWARD,	0402679/B
10019599	1	SKETCH	In Storage	LW159A	HARWARD,	0402679/B
10018642	76	PHOTO LINE UP OF ORTIZ	In Storage	LW159A	HARWARD,	0402679/B

Send request  
through Asstt.  
Attorney  
Sod. Doucette  
= No charge for  
tapes = only for  
copies of reports \$6.00

Sgt. Rounds & Attry  
w/Attry viewed the  
evidence w/Attry Menzies

---

~~who~~ who does this go  
through? or shall I just  
send to P/E. How much  
is the cost for tapes? nmar

NATIONAL CITY POLICE DEPARTMENT  
APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY

REPORT NUMBER 0402679

Name BRUCE MENZIES

Phone 619-260-6111

Address 2729 4th AVE, SUITE #1

City SAN DIEGO

State CA

Zip 92103

This will certify that as ☐ Victim ☐ Driver ☐ Property Owner ☐ Passenger ☐ Pedestrian ☐ Party of Interest,  
☒ or representative of the above, who because of age or physical condition prevents him from representing himself, I  
have a proper interest in this accident/incident.

Signature [Signature]

Date

Type of Report Requested: Traffic Accident ☐ Domestic Violence ☐ Identity Theft ☐  
Vehicle Theft ☐ include License number ☐ Other Explain COMPACT DISC OF DIGITAL PHOTOS  
(SEE ATTACHED LIST)

Date of Accident or Incident 04/11/04

Location of Accident or Incident 620 E. 24th ST, NATL CITY

Name(s) of persons involved N/A

Note: Incomplete or illegible information may cause a delay in processing your request.

INSURANCE COMPANY ONLY - COMPLETE THIS SECTION. YOU MUST PROVIDE A POLICY  
OR CLAIM NUMBER.

Company Name \_\_\_\_\_ Policy Number \_\_\_\_\_

Address \_\_\_\_\_

Requested by \_\_\_\_\_

Representing \_\_\_\_\_

ATTORNEY OR AUTHORIZED INDIVIDUAL REPRESENTING INVOLVED PARTY - COMPLETE  
THIS SECTION. YOU MUST PROVIDE A SIGNED AUTHORIZATION OF INDIVIDUAL REPRESENTED.

This is to certify that I represent [Redacted]

Firm

Name BRUCE MENZIES

Address 2729 4th Ave Suite 1 SD 92103

Signature [Signature]

Date 5/30/07

<sup>SLE 6-6-07</sup>  
ANY REQUEST FOR ANY  
PORTION OF THIS FILE BY L.E.

REFER TO GRANDE - other  
requests ~~are~~ <sup>to</sup> D.A.  
refer

ANYTHING ADDED to this file -  
2 COPIES - ONE for D.A.  
ONE for GRANDE

REQUEST FOR/BY INVOLVED  
PARTIES - SEND REQUEST  
THROUGH MY OFFICE  
NO EXCEPTIONS -  
TRIKOLANBA

<sup>Copy of crime report only</sup>  
Copy to Lt. Allen 6/11/04 (for Kassin)  
full copy to Lt. Allen 8/24/04 (copy per Det Grande)  
complete copy to attorney Woods (copy per Det Grande) 8/30/04  
(as requested by Ronnie)

⊗ OKAY TO PROCESS THIS REQUEST - PER SGT. POUNDAS  
04/06/05

NATIONAL CITY POLICE DEPARTMENT  
APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY

REPORT NUMBER 0402679

Name BRUCE MENZIES

Phone 619-260-6111

Address 2729 4th AVE, SUITE #1

City SAN DIEGO

State CA

Zip 92103

This will certify that as ☐ Victim ☐ Driver ☐ Property Owner ☐ Passenger ☐ Pedestrian ☐ Party of Interest,  
☒ or representative of the above, who because of age or physical condition prevents him from representing himself, I  
have a proper interest in this accident/incident.

Signature [Signature] Date \_\_\_\_\_

Type of Report Requested: Traffic Accident ☐ Domestic Violence ☐ Identity Theft ☐

Vehicle Theft ☐ include License number \_\_\_\_\_ Other Explain) COMPACT DISCS OF DIGITAL PHOTOS  
(SEE ATTACHED LIST)

Date of Accident or Incident 04/11/04

Location of Accident or Incident 620 E. 24th ST, NAT'L CITY

Name(s) of persons involved N/A

Note: Incomplete or illegible information may cause a delay in processing your request.

**INSURANCE COMPANY ONLY - COMPLETE THIS SECTION. YOU MUST PROVIDE A POLICY OR CLAIM NUMBER.**

Company Name \_\_\_\_\_ Policy Number \_\_\_\_\_

Address \_\_\_\_\_

Requested by \_\_\_\_\_

Representing \_\_\_\_\_

**ATTORNEY OR AUTHORIZED INDIVIDUAL REPRESENTING INVOLVED PARTY - COMPLETE THIS SECTION. YOU MUST PROVIDE A SIGNED AUTHORIZATION OF INDIVIDUAL REPRESENTED.**

This is to certify that I represent [Redacted]

Firm

Name Bruce Menzies

Address 2729 4th Ave Suite 1 SD 92103

Signature [Signature] Date 5/30/07

**DEPARTMENT USE ONLY**

Identification \_\_\_\_\_ DL, \_\_\_\_\_ CID, \_\_\_\_\_ Other \_\_\_\_\_

Verified by \_\_\_\_\_

Date Mailed \_\_\_\_\_ Date Picked up at Front Counter \_\_\_\_\_

Amount \_\_\_\_\_

Other Notes: \_\_\_\_\_

# National City Police Department

## Crime Lab Work Request

CRIME DATE: 3-11-04 TIME: 11:50

CASE # 0402679 CRIME TYPE: 187-2000-664-211

TAG(S) # I0020735 I0020027 I0019856 I0019844  
I0020247 I0019857 I0019854

INCIDENT LOCATION: 620 E. 24th Street N.C. Co.

SUSPECT(S) NAME: [REDACTED]

VICTIM(S) NAME: Dan Howard

OFFICER REQUESTING: Records

ITEMS SUBMITTED: \_\_\_\_\_

### LAB WORK REQUESTED:

PROCESS FOR LATENT PRINTS \_\_\_\_\_ PHOTOS \_\_\_\_\_ 911CALL/PRINT OUT  
BLOOD SWABS \_\_\_\_\_ HAIR/FIBER \_\_\_\_\_ COPY OF DIGITAL DISC

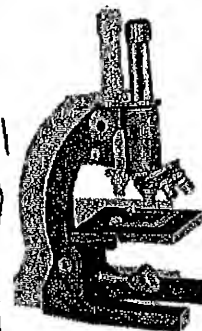
OTHER: \_\_\_\_\_

.....LAB PERSONNEL.....

PES \_\_\_\_\_  
CSS \_\_\_\_\_ PROCESSING DATE: \_\_\_\_\_

PROCESS USED/RESULTS: \_\_\_\_\_

DISPOSITION OF EVIDENCE: \_\_\_\_\_





Prop. Tag #s:

I0020735

I0020247

I0020027

I0019857

I0019856

I0019854

I0019844

PROP. TAG #s:

I0020738

I0020247

I0020027

I0019857

I0019856

I0019854

I0019844

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 0402679  
OFFICER'S NAME / ID # GRANDE

DATE 10 18 04

☐ EVIDENCE ☐ FOUND ☐ HELD PER 8102 W&I (5150 W&I)  
☐ SAFEKEEPING ☐ DV HOLD ☐ SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME FIRST MIDDLE PHONE NUMBER  
( )

## OWNER OF PROPERTY:

LAST NAME FIRST MIDDLE PHONE NUMBER  
OFFICER Harvard ( )

MAILING ADDRESS: CONTACT PHONE NUMBER  
( )

STREET# APT# ( )

CITY: STATE: ZIP CODE:

## DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #
<del>I 20181</del>	uniform	
<del>I 201810</del>		
<del>I 20197</del>		
<del>I 20198</del>		

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND. THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE [Signature] DATE 10 30 04

PROPERTY RELEASED TO: \_\_\_\_\_ DATE \_\_\_\_\_

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

Disposed Hold Time Expired 092605

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 04021679  
OFFICER'S NAME / ID # GRANDE

DATE 10 18 04

<input type="checkbox"/>	EVIDENCE	<input type="checkbox"/>	FOUND	<input type="checkbox"/>	HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/>	SAFEKEEPING	<input type="checkbox"/>	DV HOLD	<input type="checkbox"/>	SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
			( )
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER
<u>OFFICER Hernandez</u>			( )
MAILING ADDRESS:			CONTACT PHONE NUMBER
STREET#			( )
APT#			( )
CITY:		STATE:	ZIP CODE:
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)		SERIAL #
<u>E-2010</u>	<u>...</u>		
<u>E-2010</u>			
<u>E-2010</u>			
<u>E-2010</u>			

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

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SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE [Signature]

DATE X 10/20/04

PROPERTY RELEASED TO: \_\_\_\_\_

DATE \_\_\_\_\_

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

Item Listing  
Activity Number: 0402679

National City Police  
1200 National City Blvd  
National City, CA 91950

Bar Code	Description	Activity Num	Violation	Seized Date	Received Date	Status Date	Status	Locker or Last Dest	Recd Qty	Out Qty	Disp Qty	Qty In	UOM
I0020194	Off Harward	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020195	Off Harward gun	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020196	belt & boots	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020197	Off Harward uniform	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020198	unifom shlrt (harward)	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020199	uniform pants of	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	SPLIT	LW159A	4	-4	0	8	EA
I0020238	harward,uniform,u nit	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020239	vcr	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020240	blk seatshirt	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	3	0	0	3	EA
I0020241	gm bagw/baggies,pla stic pouch,screwdriv swab w/ rad stain, & control swab	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	2	0	0	2	EA
I0020242	tape lifts from windshield	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	2	0	0	2	EA
I0020243	Unit	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020244	Unit	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020245	metal jacket from dashboard	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020246	from firewall	0402679/B	215(A)	04/02/2004	04/07/2004	10/18/2004	IN	LW159C	1	0	0	1	EA
I0020247	veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	L131G4	1	0	0	1	EA
I0020248	veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	L2E1	6	0	0	6	EA
I0020249	35mm photos taken by SDSO	0402679/B	215(A)	04/02/2004	04/07/2004	10/18/2004	IN	LW159C	63	0	0	63	EA
I0020250	of veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	3	0	0	3	EA
I0020419	TAPES OF CRAWFORD	0402679/B	215(A)	03/22/2004	03/25/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020622	(1)VIDEO (1)PHOTO LINE-UP	0402679/B	215(A)	04/01/2004	04/01/2004	10/18/2004	IN	L1C1	2	0	0	2	EA

## Vanessa Castro

From: Daniel Harward  
Sent: Monday, March 28, 2005 5:43 PM  
To: Vanessa Castro  
Subject: RE: 0402679

Trash them.

-----Original Message-----

From: Vanessa Castro  
Sent: Monday, March 14, 2005 09:55  
To: Daniel Harward  
Subject: 0402679

HELLO OFFICER HARWARD

JUST TO LET YOU KNOW THAT YOUR TIME HAS EXPIRED, WE NEED TO KNOW IF YOU'RE GOING TO PICK UP YOU'RE UNIFORM SHIRT AND AND PANTS OTHERWISE YOU'RE ITEMS WILL BE DISPOSED.

THANKS  
"V"

NATIONAL CITY POLICE DEPARTMENT  
CRIME LAB WORK REQUEST

DATE: 03-21-05 PERSON REQUESTING: Law Offices / Lacey / GATES

CASE # 0402679 TAG # ~~I0019854~~ I0019844

ITEMS SUBMITTED: photos

WORK REQUESTED: Only photo # 1-9, 11, 25, 30, 31, 33, 34, 35, & 36. Thanks Lacey

LAB PERSONNEL ONLY

PES  
CADET L. CABRALES PROCESSING DATE: 03/24/05  
CSS

PROCESS USED/RESULTS: COPY OF ABOVE PHOTOS MADE & PUT ON PHOTO DISK

DISPOSITION OF EVIDENCE: Copy of I0019844 Partial only  
sent 4/7/05  
accident photos

Law Offices  
**GATES, O'DOHERTY, GONTER & GUY, LLP**

11545 West Bernardo Court, Suite 305

San Diego, CA 92127

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Richard A. Muench  
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Jeffrey L. Le Pere  
Victor L. Block  
Jennifer C. Lyons  
Goldy M. Berger  
Michael H. Shen

February 10, 2005

† Also licensed in Washington  
\* Also licensed in Nevada

National City Police Department  
1200 National City Blvd.  
National City, CA 91950

Re: [REDACTED] v. MERCURY INSURANCE COMPANY  
Traffic Collision Report Number [REDACTED]  
Our File No. [REDACTED]

Dear Sir or Madam:

This firm represents Mercury Insurance Company in a claim for uninsured motorist benefits being made by its insured, [REDACTED]. [REDACTED] was injured in an accident on March 11, 2004, on 28<sup>th</sup> Street next to Sweetwater High School in National City, when his vehicle was struck by a stolen vehicle operated by Richard Ortiz who was fleeing from National City Police officers.

Following the accident and subsequent investigation, Officer Geidel (ID #401) prepared Traffic Collision Report Number 0402679, in which he refers to several "Supplemental Reports" as follows:

"... Crime Scene Specialist Chavez photographed the scene, both overall and in detail. (Refer to her Supplemental Report [REDACTED] [Report, page 6 of 12, paragraph 3]

\*\*\*

FEB 14 2005

BY: [REDACTED]



*PHOTO'S*

"... Crime Scene Specialist Easterly arrived on scene and collected various items for evidence, including (P-3)'s shoes, [REDACTED] shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)"  
[Report, page 6 of 12, paragraph 4]

\*\*\*

*PHOTO*

"... (P-3)'s injuries were photographed on 03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)  
[Report, page 7 of 12, paragraph 5]

*10019854*

\*\*\*

"... (Refer to the Supplemental Report for the statements of (P-1) and his passengers and other witnesses.)"  
[Report, page 10 of 12, paragraph 5]

*Stakner*

Please provide me with copies of all Supplemental Reports prepared in connection with this accident at your earliest opportunity.

Thank you for your immediate attention to this matter. If you have any questions or need additional information, please do not hesitate to contact my office.

Very truly yours,

GATES, O'DOHERTY, GONTER & GUY, LLP



DOUGLAS D. GUY

DDG:bj

STATE OF CALIFORNIA  
**TRAFFIC COLLISION REPORT**  
 CHP 555 Page 1 (Rev. 8-97) OPI 042


Page 1 of 12

SPECIAL CONDITIONS		NUMBER INJURED	NUMBER KILLED	<input checked="" type="checkbox"/> HIT & RUN <input type="checkbox"/> HIT & RUN <input type="checkbox"/> MISDEMEANOR	CITY	JUDICIAL DISTRICT	LOCAL REPORT NUMBER
		0	0		NATIONAL CITY	SRSC	0402679
		COUNTY		REPORTING DISTRICT		BEAT	
		SAN DIEGO				24	

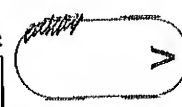
  

<b>LOCATION</b>	COLLISION OCCURRED ON				MO.	DAY	YEAR	TIME (2400)	NCIC #	OFFICER I.D.
	"F" AVENUE				03	11	04	1151		401
	MILEPOST INFORMATION				DAY OF WEEK		TOW AWAY		PHOTOGRAPHS BY:	
	FEET/MILES OF				S M T W T F S		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> NONE A. CHAVEZ # 7934 J. ESTERLY # 7644	
	<input checked="" type="checkbox"/> AT INTERSECTION WITH OR: FEET/MILES OF E. 28TH STREET						STATE HWY REL. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			


  

<b>PARTY 1</b>	DRIVER'S LICENSE NUMBER		STATE	CLASS	SAFETY EQUIP.	VEH. YEAR	MAKE/MODEL/COLOR	LICENSE NUMBER	STATE	
			CA	U	L	86	/BLU		CA	
	NAME (FIRST, MIDDLE, LAST)					OWNER'S NAME				
	ORTIZ, RICHARD					<input type="checkbox"/> SAME AS DRIVER				
	STREET ADDRESS					OWNER'S ADDRESS				
						<input type="checkbox"/> SAME AS DRIVER				
	CITY/STATE/ZIP					DISPOSITION OF VEHICLE ON ORDERS OF:				
	NATIONAL CITY, CA 91950					<input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> DRIVER <input type="checkbox"/> OTHER IMPOUNDED FOR EVIDENCE PER 22655.5 VC				
	SEX	HAIR	EYES	HEIGHT	WEIGHT	Mo.	BIRTHDATE	Year	RACE	
	M	BLK	BRN	5'9"	200	10	12	81	H	
	HOME PHONE					PRIOR MECHANICAL DEFECTS:				
						<input checked="" type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE				
	BUSINESS PHONE					VEHICLE IDENTIFICATION NUMBER:				
	INSURANCE CARRIER					CHP USE ONLY				
	POLICY NUMBER					VEHICLE TYPE				
						<input type="checkbox"/> UNK. <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MOD. <input checked="" type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER				
	DIR OF TRAVEL ON STREET OR HIGHWAY					SHADE IN DAMAGED AREA				
	S "F" AVENUE									
	SPEED LIMIT					CA _____ DOT _____				
	25					CAL-T _____ TCP/PSG _____ MCMX _____				

<b>PARTY 2</b>	DRIVER'S LICENSE NUMBER		STATE	CLASS	SAFETY EQUIP.	VEH. YEAR	MAKE/MODEL/COLOR	LICENSE NUMBER	STATE	
			CA	C	C	81	/GOLD		CA	
	NAME (FIRST, MIDDLE, LAST)					OWNER'S NAME				
						<input checked="" type="checkbox"/> SAME AS DRIVER				
	STREET ADDRESS					OWNER'S ADDRESS				
						<input checked="" type="checkbox"/> SAME AS DRIVER				
	CITY/STATE/ZIP					DISPOSITION OF VEHICLE ON ORDERS OF:				
	SAN DIEGO, CA 92139					<input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER DRIVEN FROM SCENE BY (P-2)				
	SEX	HAIR	EYES	HEIGHT	WEIGHT	Mo.	BIRTHDATE	Year	RACE	
	M	BLK	BRN	5'11"	195				H	
	HOME PHONE					PRIOR MECHANICAL DEFECTS:				
						<input type="checkbox"/> NONE APPARENT <input checked="" type="checkbox"/> REFER TO NARRATIVE				
	BUSINESS PHONE					VEHICLE IDENTIFICATION NUMBER:				
	INSURANCE CARRIER					CHP USE ONLY				
	POLICY NUMBER					VEHICLE TYPE				
	MERCURY INS.					<input type="checkbox"/> UNK. <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER				
	DIR OF TRAVEL ON STREET OR HIGHWAY					SHADE IN DAMAGED AREA				
	E E. 28TH STREET									
	SPEED LIMIT					CA _____ DOT _____				
	25					CAL-T _____ TCP/PSG _____ MCMX _____				

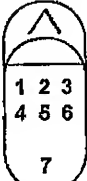
  

<b>PARTY 3</b>	DRIVER'S LICENSE NUMBER		STATE	CLASS	SAFETY EQUIP.	VEH. YEAR	MAKE/MODEL/COLOR	LICENSE NUMBER	STATE	
	NAME (FIRST, MIDDLE, LAST)					OWNER'S NAME				
						<input type="checkbox"/> SAME AS DRIVER				
	STREET ADDRESS					OWNER'S ADDRESS				
						<input type="checkbox"/> SAME AS DRIVER				
	CITY/STATE/ZIP					DISPOSITION OF VEHICLE ON ORDERS OF:				
	NATIONAL CITY, CA 91950					<input type="checkbox"/> OFFICER <input type="checkbox"/> DRIVER <input type="checkbox"/> OTHER				
	SEX	HAIR	EYES	HEIGHT	WEIGHT	Mo.	BIRTHDATE	Year	RACE	
	F	BLK	BRN	4'11"	130				H	
	HOME PHONE					PRIOR MECHANICAL DEFECTS:				
						<input type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE				
	BUSINESS PHONE					VEHICLE IDENTIFICATION NUMBER:				
	INSURANCE CARRIER					CHP USE ONLY				
	POLICY NUMBER					VEHICLE TYPE				
						<input type="checkbox"/> UNK. <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER				
	DIR OF TRAVEL ON STREET OR HIGHWAY					SHADE IN DAMAGED AREA				
	E E. 28TH STREET									
	SPEED LIMIT					CA _____ DOT _____				
	25					CAL-T _____ TCP/PSG _____ MCMX _____				

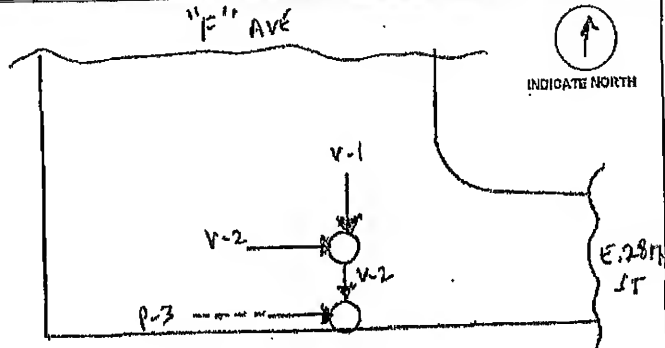
PREPARER'S NAME		DISPATCH NOTIFIED		REVIEWER'S NAME		DATE REVIEWED	
GEIDEL		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A		BISHOP		3/16/04	

DATE OF COLLISION (MO. DAY YEAR) 03 11 04	TIME (2400) 1151	NCIO # [REDACTED]	OFFICER ID. 401	NUMBER 0402679
OWNER'S NAME [REDACTED]			OWNER'S ADDRESS [REDACTED]	
PROPERTY DAMAGE [REDACTED]			NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO	

SEATING POSITION 	OCCUPANTS A - NONE IN VEHICLE B - UNKNOWN C - LAP BELT USED D - LAP BELT NOT USED E - SHOULDER HARNESS USED F - SHOULDER HARNESS NOT USED G - LAP/SOULDER HARNESS USED H - LAP/SOULDER HARNESS NOT USED J - PASSIVE RESTRAINT USED K - PASSIVE RESTRAINT NOT USED	SAFETY EQUIPMENT L - AIR BAG DEPLOYED M - AIR BAG NOT DEPLOYED N - OTHER P - NOT REQUIRED  CHILD RESTRAINT Q - IN VEHICLE USED R - IN VEHICLE NOT USED S - IN VEHICLE USE UNKNOWN T - IN VEHICLE IMPROPER USE U - NONE IN VEHICLE	M/C BICYCLE - HELMET DRIVER V - NO W - YES  PASSENGER X - NO Y - YES	EJECTED FROM VEHICLE 0 - NOT EJECTED 1 - FULLY EJECTED 2 - PARTIALLY EJECTED 3 - UNKNOWN
--	---	--	---	--

ITEMS MARKED BELOW FOLLOWED BY AN ASTERISK (*) SHOULD BE EXPLAINED IN THE NARRATIVE.													
PRIMARY COLLISION FACTOR LIST NUMBER (N) OF PARTY AT FAULT A 22350		TRAFFIC CONTROL DEVICES A CONTROLS FUNCTIONING B CONTROLS NOT FUNCTIONING* C CONTROLS OBSCURED D NO CONTROLS PRESENT / FACTOR*			TYPE OF VEHICLE A PASSENGER CAR / STATION WAGON B PASSENGER CAR W/ TRAILER C MOTORCYCLE / SCOOTER D PICKUP OR PANEL TRUCK E PICKUP / PANEL TRUCK W/ TRAILER F TRUCK OR TRUCK TRACTOR G TRUCK / TRUCK TRACTOR W/ TRLR. H SCHOOL BUS I OTHER BUS J EMERGENCY VEHICLE K HIGHWAY CONST. EQUIPMENT L BICYCLE M OTHER VEHICLE N PEDESTRIAN O MOPED			MOVEMENT PRECEDING COLLISION A STOPPED B PROCEEDING STRAIGHT C RAN OFF ROAD D MAKING RIGHT TURN E MAKING LEFT TURN F MAKING U TURN G BACKING H SLOWING / STOPPING I PASSING OTHER VEHICLE J CHANGING LANES K PARKING MANEUVER L ENTERING TRAFFIC M OTHER UNSAFE TURNING N XING INTO OPPOSING LANE O PARKED P MERGING Q TRAVELING WRONG WAY R OTHER **					
WEATHER (MARK 1 TO 2 ITEMS) A CLEAR B CLOUDY C RAINING D SNOWING E FOG / VISIBILITY FT. F OTHER* G WIND		TYPE OF COLLISION A HEAD - ON B SIDE SWIPE C REAR END D BROADSIDE E HIT OBJECT F OVERTURNED G VEHICLE / PEDESTRIAN H OTHER*			MOTOR VEHICLE INVOLVED WITH A NON - COLLISION B PEDESTRIAN C OTHER MOTOR VEHICLE D MOTOR VEHICLE ON OTHER ROADWAY E PARKED MOTOR VEHICLE F TRAIN G BICYCLE H ANIMAL I FIXED OBJECT J OTHER OBJECT			OTHER ASSOCIATED FACTOR(S) (MARK 1 TO 2 ITEMS) A VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO B VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO C VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO					
LIGHTING A DAYLIGHT B DUSK - DAWN C DARK - STREET LIGHTS D DARK - NO STREET LIGHTS E DARK - STREET LIGHTS NOT FUNCTIONING*		ROADWAY SURFACE A DRY B WET C SNOWY - ICY D SLIPPERY (MUDDY, OILY, ETC.)			ROADWAY CONDITION(S) (MARK 1 TO 2 ITEMS) A HOLES, DEEP RUT* B LOOSE MATERIAL ON ROADWAY* C OBSTRUCTION ON ROADWAY* D CONSTRUCTION - REPAIR ZONE E REDUCED ROADWAY WIDTH F FLOODED* G OTHER* H NO UNUSUAL CONDITIONS			PEDESTRIAN'S ACTIONS A NO PEDESTRIANS INVOLVED B CROSSING IN CROSSWALK AT INTERSECTION C CROSSING IN CROSSWALK - NOT AT INTERSECTION D CROSSING - NOT IN CROSSWALK E IN ROAD - INCLUDES SHOULDER F NOT IN ROAD G APPROACHING / LEAVING SCHOOL BUS			SOBRIETY - DRUG PHYSICAL (MARK 1 TO 2 ITEMS) A HAD NOT BEEN DRINKING B HBD - UNDER INFLUENCE C HBD - NOT UNDER INFLUENCE* D HBD - IMPAIRMENT UNKNOWN* E UNDER DRUG INFLUENCE* F IMPAIRMENT - PHYSICAL* G IMPAIRMENT NOT KNOWN H NOT APPLICABLE I SLEEPY / FATIGUED		
ROADWAY CONDITION(S) (MARK 1 TO 2 ITEMS) A HOLES, DEEP RUT* B LOOSE MATERIAL ON ROADWAY* C OBSTRUCTION ON ROADWAY* D CONSTRUCTION - REPAIR ZONE E REDUCED ROADWAY WIDTH F FLOODED* G OTHER* H NO UNUSUAL CONDITIONS		PEDESTRIAN'S ACTIONS A NO PEDESTRIANS INVOLVED B CROSSING IN CROSSWALK AT INTERSECTION C CROSSING IN CROSSWALK - NOT AT INTERSECTION D CROSSING - NOT IN CROSSWALK E IN ROAD - INCLUDES SHOULDER F NOT IN ROAD G APPROACHING / LEAVING SCHOOL BUS			OTHER ASSOCIATED FACTOR(S) (MARK 1 TO 2 ITEMS) A VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO B VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO C VC SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO D VISION OBSCUREMENT: E INATTENTION* F STOP & GO TRAFFIC H ENTERING / LEAVING RAMP I PREVIOUS COLLISION J UNFAMILIAR WITH ROAD K DEFECTIVE VEH. EQUIP.: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO L UNINVOLVED VEHICLE M OTHER* N NONE APPARENT O RUNAWAY VEHICLE			SPECIAL INFORMATION A HAZARDOUS MATERIAL					

SKETCH NOT TO SCALE



MISCELLANEOUS

DATE OF COLLISION (MO. DAY YEAR) 03 11 04				TIME (2400) 1151		NCIC #		OFFICER I.D. 401				NUMBER 0402679																					
WITNESS ONLY		PASSENGER ONLY		AGE		SEX		EXTENT OF INJURY ("X" ONE)				INJURED WAS ("X" ONE)				PARTY NUMBER		SEAT POS.		SAFETY EQUIP.		EJECTED											
								FATAL INJURY		SEVERE INJURY		OTHER VISIBLE INJURY		COMPLAINT OF PAIN		DRIVER		PASS.		PED.		BICYCLIST		OTHER									
<input type="checkbox"/> #		<input type="checkbox"/>		22		M		<input type="checkbox"/>		<input type="checkbox"/>		<input checked="" type="checkbox"/>		<input type="checkbox"/>		<input checked="" type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		1		1		L		0	
NAME / D. O. B. / ADDRESS																								TELEPHONE									
RICHARD ORTIZ / 10-12-81 /																																	
(INJURED ONLY) TRANSPORTED BY:												TAKEN TO:																					
NCPD (OFFICER HARRIS)												PARADISE VALLEY HOSPITAL																					
DESCRIBE INJURIES																																	
SMALL ABRASION TO UPPER LEFT SIDE OF HEAD.																																	
<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED																																	
<input type="checkbox"/> #		<input type="checkbox"/>		15		F		<input type="checkbox"/>		<input type="checkbox"/>		<input checked="" type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input checked="" type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		3							
NAME / D. O. B. / ADDRESS																								TELEPHONE									
(INJURED ONLY) TRANSPORTED BY:																								TAKEN TO:									
AMR AMBULANCE #60																								PARADISE VALLEY HOSPITAL									
DESCRIBE INJURIES																																	
CUTS AND ABRASIONS TO BOTH LEGS AND LEFT LITTLE FINGER. COMPLAINTS OF PAIN TO LEGS AND BACK.																																	
<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED																																	
<input type="checkbox"/> #		<input type="checkbox"/>						<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>									
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NAME / D. O. B. / ADDRESS																								TELEPHONE									
(INJURED ONLY) TRANSPORTED BY:												TAKEN TO:																					
DESCRIBE INJURIES																																	
<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED																																	
PREPARER'S NAME												ID. NUMBER				MO. DAY YEAR				REVIEWER'S NAME				MO. DAY YEAR									
GEIDEL												401				03 16 04																	

DATE OF COLLISION (MO. DAY YEAR)	TIME (2400)	NCIO #	OFFICER I.D.	NUMBER
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ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = )

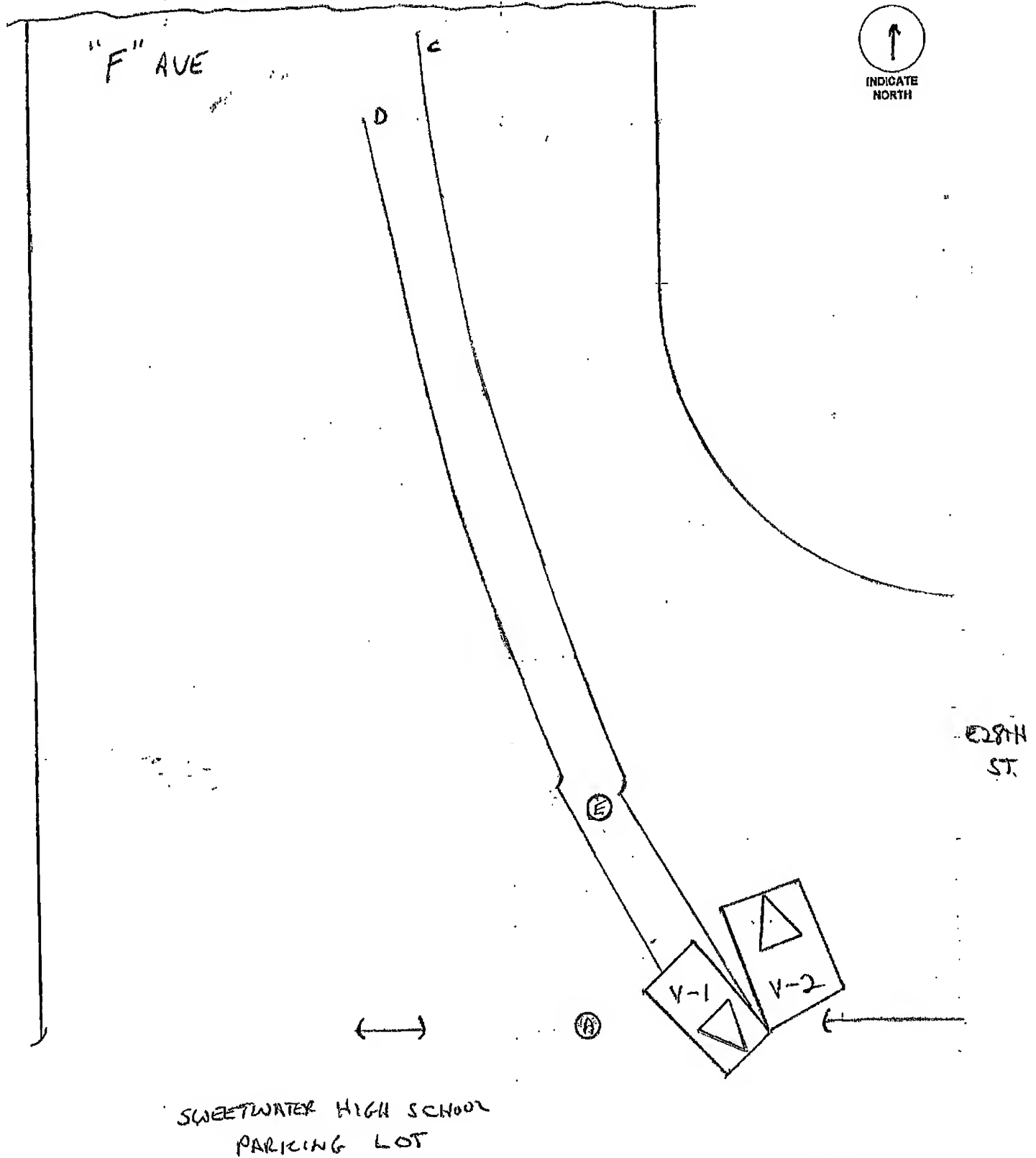


INDICATE  
NORTH

PREPARED BY	I.D. NUMBER	MO. DAY YEAR	REVIEWER'S NAME	MO. DAY YEAR
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DATE OF COLLISION (MO. DAY YEAR)	TIME (2400)	NCIC #	OFFICER I.D.	NUMBER
03/11/04	1151		401	0402679

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = 1"=120")



PREPARED BY	LD. NUMBER	MO. DAY YEAR	REVIEWER'S NAME	MO. DAY YEAR
GEIDEL	401	03 16 04		

DATE OF COLLISION (MO. DAY YEAR)				TIME (2400)		NCIC #		OFFICER I.D.					NUMBER								
WITNESS ONLY	PASSENGER ONLY	AGE	SEX	EXTENT OF INJURY ("X" ONE)				INJURED WAS ("X" ONE)					PARTY NUMBER	SEAT POS.	SAFETY EQUIP.	EJECTED					
				FATAL INJURY	SEVERE INJURY	OTHER VISIBLE INJURY	COMPLAINT OF PAIN	DRIVER	PASS.	PED.	BICYCLIST	OTHER									
<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>									
NAME / D. O. B. / ADDRESS													TELEPHONE								
(INJURED ONLY) TRANSPORTED BY:													TAKEN TO:								
DESCRIBE INJURIES																					
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DESCRIBE INJURIES																					
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(INJURED ONLY) TRANSPORTED BY:													TAKEN TO:								
DESCRIBE INJURIES																					
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<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>									
NAME / D. O. B. / ADDRESS													TELEPHONE								
(INJURED ONLY) TRANSPORTED BY:													TAKEN TO:								
DESCRIBE INJURIES																					
<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED																					
PREPARED BY'S NAME													I.D. NUMBER		MO. DAY YEAR		REVIEWER'S NAME			MO. DAY YEAR	

STATE OF CALIFORNIA  
**NARRATIVE/SUPPLEMENTAL**

PAGE 5 of 12

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
03/11/04	1151	[REDACTED]	401	0402679

**FACTS:**

**NOTIFICATION:**

On 03/11/04, at about 1300 hours, Sergeant Bishop ordered me via radio to respond to the intersection of E.28<sup>th</sup> Street and "F" Avenue to investigate a minor injury, hit and run traffic collision that involved two cars and one pedestrian. One of the vehicles involved in the collision was a carjacked car fleeing from National City Police officers. The driver of the carjacked car, who had fled the scene, was arrested a short distance away about 45 minutes later. The collision occurred at about 1151 hours. All times, speeds, and measurements are approximate. Measurements were obtained using nylon and steel tape, and a roll-a-tape.

**SCENE/INVESTIGATION:**

The scene is a residential area. E.28<sup>th</sup> Street is a two lane roadway with one lane of travel eastbound and one westbound. It has no lane markers. Sweetwater High School is immediately to the south of E.28<sup>th</sup> Street. "F" Avenue is a two lane roadway with one lane of travel northbound and one southbound. It has no lane markers. The south end of "F" Avenue joins the west end of E.28<sup>th</sup> Street to form an "L" shaped intersection. The speed limit on both streets is 25 MPH. Sports fields for Sweetwater High School lie to the west of "F" Avenue. Single family houses are on the east side of "F" Avenue and the north side of E.28<sup>th</sup> Street. Both streets have raised concrete curbs and sidewalks on both sides.

There were no unusual traffic or roadway conditions present. The weather was mostly sunny and clear. Numerous parked vehicles on both sides of E.28<sup>th</sup> Street and "F" Avenue narrowed the roadway available for travelling.

When I arrived, (V-1) and (V-2) were at their points of uncontrolled rest in the intersection. (V-1) was facing southeast, with it's front end on the south sidewalk of E.28<sup>th</sup> Street. (V-2) was facing northwest, with it's rear end on the south sidewalk of E.28<sup>th</sup> Street. The two vehicles were locked together. The left front end of (V-1) was locked into the left rear fender of (V-2). None of the parties were at the scene. (P-1) was in custody. (P-3) had been transported by AMR ambulance #60 to Paradise Valley Hospital for evaluation of injuries sustained as a result of the collision. (P-2) was not injured, but had accompanied detectives to NCPD to give a statement. [REDACTED] one of (P-1)'s two passengers, had been transported by AMR ambulance #418 to UCSD Medical Center for treatment. He was not injured as a result of the collision, but had been shot earlier by officers. Maria Urzua, the second of (P-1)'s passengers, was not injured, but had accompanied [REDACTED] in the ambulance. NCFD Engine #34 had also been on scene and departed prior to my arrival, having assisted paramedics with injury evaluation.

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There was debris from both vehicles in the roadway and on the south sidewalk of E.28<sup>th</sup> Street. (P-3)'s shoes were also on the north sidewalk of E.28<sup>th</sup> Street. The shoes and outer clothing of [REDACTED] one of (P-1)'s passengers, were on the north sidewalk of E.28<sup>th</sup> Street, having been removed from him by paramedics.

Pre-collision centrifugal speed tire scuff marks from (V-1) were present on "F" Avenue and in the intersection. Abrupt deviation of the scuff marks marked the area of impact. Post-collision tire scuff marks from (V-1) were also present. A large amount of "BB" sized pieces of rubber from (V-1)'s right rear tire were present in the roadway near (V-1)'s right rear tire and also on the right rear fender of (V-1).

Detective Sergeant Triviz, Detective Meeks, Officer Dougherty, Officer Lechnir, Officer Ybarra and Crime Scene Specialist Chavez were on scene when I arrived. Detective Meeks briefed me. Crime Scene Specialist Chavez photographed the scene, both overall and in detail. (Refer to her Supplemental Report.)

Police Services Officer Sarmiento arrived on scene and assisted me with taking measurements, as did Officer Lechnir. Crime Scene Specialist Easterly arrived on scene and collected various items for evidence, including (P-3)'s shoes, [REDACTED]'s shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)

Using a station line and steel and nylon tape measures, I measured the intersection, the uncontrolled points of rest of (V-1) and (V-2), the Areas of Impact, (V-1) into (V-2), and (V-2) into (P-3), and the pre and post collision tire scuff marks from (V-1). I measured the locations of (P-3)'s shoes, [REDACTED]'s shoes and clothing, and a possible bullet fragment in the roadway. Although it was not involved in the collision, at the request of detectives I also measured the location of NCPD police car #437 at it's point of controlled rest. All of the above measurements were obtained using a nylon and steel tape measures and the station line method.

### PARTIES:

The driver of (V-1) was Richard Ortiz. (P-1) had fled the scene and was arrested a short distance away about 45 minutes later. He was identified to me by Detective Grande. A record check showed (P-1) is unlicensed, with a California Identification Card, # [REDACTED]. (P-1) sustained a minor abrasion to the left upper side of his head and complained of nausea as a result of the collision. He was later transported in a National City police car by Officer Harris to Paradise Valley Hospital for evaluation.

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(V-1) is a 1986 [REDACTED] 4 door, blue in color, bearing California license plate [REDACTED]. It is registered to [REDACTED]. (V-1) had been reported stolen in a carjacking earlier in the day. It sustained major damage to its front end. (V-1) was equipped with a driver's side air bag that deployed as a result of the collision.

After my investigation was completed, Moynahan Towing towed (V-1) from the scene, per 22655.5 VC (evidence impound).

The driver of (V-2) was [REDACTED]. (P-2) identified himself to detectives at the scene. A record check showed that (P-2) has a valid California driver license, # [REDACTED]. He was not injured in the collision.

(V-2) is a 1981 [REDACTED] 2 door, gold in color, bearing California personalized license plate [REDACTED]. (V-2) had been illegally modified with 13" wheels, customized hydraulic system, and a large number of batteries in the trunk. It is registered to (P-2). It sustained moderate damage to its left rear fender. After my investigation was completed (P-2) returned to the scene and drove (V-2) from the scene.

(P-3) is [REDACTED]. She identified herself to detectives at the scene. She had been a passenger in (V-2) but had exited (V-2) and was standing near it on the north sidewalk of E. 28<sup>th</sup> Street when the collision occurred. The impact of (V-1) into (V-2) drove (V-2) into (P-3). (P-3) sustained cuts, abrasions and bruises to her left knee, left elbow, both legs and left little finger. She also complained of pain to both legs and her back. She was transported by AMR ambulance #60 to Paradise Valley Hospital for evaluation. (P-3)'s injuries were photographed on 03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)

**PHYSICAL EVIDENCE:**

The vehicles at their points of uncontrolled rest. Debris in the roadway and on the north sidewalk of E. 28<sup>th</sup> Street. Pre and post-collision tire scuff marks from (V-1). (P-3)'s shoes.

I used a station line to measure the scene. The 0.00 point for the station line was positioned on "F" Avenue, 103'0" southeast of utility pole #C2704, and 55'0" east northeast of utility pole #P831425. Both utility poles are located just west of the west sidewalk of "F" Avenue. The Station Line ran north/south, parallel to the curb lines of "F" Avenue.

**EVIDENCE LEGEND:**

Description	X coordinate (on the Station Line)	Y coordinate (east or west of Station Line)
-------------	------------------------------------	---

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East curb line "F" Ave	0.00	+ 12.0' east
East curb line "F" Ave	0.00 + 20.0' south	+ 12.0' east
East curb line "F" Ave	0.00 + 31.5' south	+ 12.0' east
West curb line "F" Ave	0.00	- 36.0' west
West curb line "F" Ave	0.00 + 20.0' south	- 36.0' west
West curb line "F" Ave	0.00 + 33.5' south	- 36.0' west
West curb line "F" Ave	0.00 + 54.0' south	- 36.0' west
West curb line "F" Ave	0.00 + 80.0' south	- 36.0' west
North curb line E.28 <sup>th</sup> St (extended)	0.00 + 56.0' south	-----
South curb line E.28 <sup>th</sup> St	0.00 + 87.7' south	-----
East edge of west driveway to SUHI	0.00 + 87.7' south	- 12.0' west
West edge of west driveway to SUHI	0.00 + 87.7' south	- 36.0' west
East edge of east driveway to SUHI	0.00 + 87.7' south	+ 23.5' east
West edge of east driveway to SUHI	0.00 + 87.7' south	- 7.1' west
AOI #1 (V-1) into (V-2)	0.00 + 71.0' south	+ 6.0' east
AOI #2 (V-2) into (P-3)	0.00 + 87.0' south	+ 5.0' east
(V-1) left rear tire	0.00 + 81.5' south	+ 13.5' east
(V-1) left front tire	0.00 + 88.2' south	+ 19.1' east
(V-1) right rear tire	0.00 + 85.0' south	+ 9.5' east
(V-1) right front tire	0.00 + 91.5' south	+ 15.9' east
(V-2) left rear tire	0.00 + 88.2' south	+ 19.6' east
(V-2) left front tire	0.00 + 79.0' south	+ 15.8' east
(V-2) right rear tire	0.00 + 85.0' south	+ 25.2' east
(V-2) right front tire	0.00 + 77.0' south	+ 21.4' east
NCPD police car #437 left rear tire	0.00 + 55.0' south	- 11.0' west
NCPD police car #437 left front tire	0.00 + 64.0' south	- 8.5' west
(P-3)'s left shoe	0.00 + 87.3' south	+ 5.2' east
(P-3)'s right shoe	0.00 + 99.4' south	+ 23.5' east
left sneaker	0.00 + 96.5' south	+ 1.0' east
right sneaker	0.00 + 97.5' south	+ 1.0' east
clothing pile	0.00 + 95.0' south	- 5.0' west
Possible bullet fragment	0.00 + 78.3' south	+ 7.0' east
(V-1)'s pre-collision left front tire scuff - start	0.00 + 13.0' south	- 6.2' west
(V-1)'s pre-collision left front tire scuff - mid pt	0.00 + 25.0' south	- 4.7' west

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(V-1)'s pre-collision left front tire scuff - mid pt	0.00 + 40.0' south	- 1.8' west		
(V-1)'s pre-collision left front tire scuff - mid pt	0.00 + 60.0' south	+ 5.0' east		
(V-1)'s pre-collision left front tire scuff - end pt	0.00 + 69.3' south	+ 8.5' east		
(V-1)'s pre-collision rgt front tire scuff - start	0.00 + 19.4' south	- 10.7' west		
(V-1)'s pre-collision rgt front tire scuff - mid pt	0.00 + 40.0' south	- 6.0' west		
(V-1)'s pre-collision rgt front tire scuff - mid pt	0.00 + 60.0' south	0.0' east/west		
(V-1)'s pre-collision rgt front tire scuff - end pt	0.00 + 69.7' south	+ 3.8' east		

**OTHER MEASUREMENTS:**

Width of E.28<sup>th</sup> Street: 32.0' (tape measure)  
(V-1) pre-collision right front tire scuff: 52.8' (roll-a-tape)  
(V-1) pre-collision left front tire scuff: 58.4' (roll-a-tape)  
(V-1) post-collision right front tire scuff: 25.0' (tape measure)  
(V-1) post-collision left front tire scuff: 21.2' (tape measure)  
(V-1) pre-collision right front tire scuff chord: 52.5' (tape measure)  
(V-1) pre-collision right front tire scuff mid ordinate: 1.33' (tape measure)

**FACTUAL DIAGRAM LEGEND:**

- (A) (P-3)'s left shoe/AOI #2
- (B) (P-3)'s right shoe
- (C) Start of (V-1)'s left front tire centrifugal speed scuff
- (D) Start of (V-1)'s right front tire centrifugal speed scuff
- (E) AOI #1

**STATEMENTS:**

**Statement of (P-2):**

(P-2) drove southbound on "F" Avenue, then turned eastbound and stopped in the intersection of "F" Avenue and E.28<sup>th</sup> Street to drop off (P-3) at school. (P-3) got out of (V-2) and closed the door. The passenger side seat belt did not retract into its holder, so (P-2) took a minute to fix it. Just after he fixed it and sat upright in the driver's seat he was struck by (V-1). He may have been stopped or if moving, he was only moving at 1-2 MPH. He did not see or hear (V-1) until the collision occurred.

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After the collision he was unable to exit his car on the driver's side because (V-1) was stopped to close to the door. He exited through the passenger side door. After he got out of his car he saw that (P-3) was laying on the south sidewalk of E.28<sup>th</sup> Street. Her clothing was torn and she was trembling. He realized that she must have also been involved in the collision somehow, although he did not see her get struck.

**Statement of (P-3):**

(P-3) was a passenger in (V-2). (V-2) stopped in the intersection of "F" Avenue and E.28<sup>th</sup> Street to drop her off for school. She got out of the car and walked to the south sidewalk of E.28<sup>th</sup> Street. As she got out she saw a blue car (V-1) far down "F" Avenue, near Olivewood School. She didn't pay any attention to it because it was far away.

The passenger side seat belt got stuck in the door of (V-2) and (P-2) was trying to get it out. (P-3) waited for him to fix it, then said goodbye. She was standing facing eastbound. She heard the squeal of tires and turned to see (V-1) collide with (V-2). (V-2) was knocked into her. The right rear side of (V-2) hit (P-3)'s left side, either at her hip or upper thigh. She was knocked to the sidewalk.

(P-3) never saw (P-1) and cannot identify him. She is not even able to say if (P-1) was a male or female.

(Refer to the Supplemental Reports for the statements of (P-1) and his passengers and other witnesses.)

**OPINIONS AND CONCLUSION:****SUMMARY:**

My conclusion is based upon the physical evidence and the statements of (P-2) and (P-3).

(P-1) was driving (V-1), which he had carjacked. (P-2) was driving (V-2), with (P-3) as a passenger. (V-2) stopped in the intersection of E.28<sup>th</sup> Street and "F" Avenue to drop off (P-3). (V-2) was facing eastbound, in the intersection. (P-3) stepped out of (V-2) and moved a few feet to the south, thus becoming a pedestrian and a separate party.

(V-1) was travelling southbound on "F" Avenue at a high speed, fleeing from the police, who were pursuing (V-1) with lights and sirens activated. (V-1) attempted to turn from southbound "F" Avenue to eastbound E.28<sup>th</sup> Street, but its speed was too great and (V-1) continued southbound into the intersection.

The front end of (V-1) collided with the left rear fender of (V-2) at about a 90 degree angle. The impact pushed (V-2) to the south and spun the rear end of (V-2)

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counterclockwise. The right rear fender of (V-2) collided with (P-3), who was standing or walking on the south curb line of E.28<sup>th</sup> Street. The impact knocked (P-3) out of her shoes and to the ground.

The collision between (V-1) and (V-2) caused (V-1)'s driver's side airbag to deploy. (P-1) was apparently not wearing a seat belt, because despite the airbag deployment (P-1) broke (V-1)'s windshield above and to the left of the airbag with his head.

The collision between the vehicles caused them to be locked together in a wide "V" shape, with the front end of (V-1) locked into the right rear fender of (V-2). After the vehicles had come to their uncontrolled points of rest, (V-1)'s drive wheel (the right rear wheel) continued to turn for a period of time at high speed, causing large amounts of the right rear tire to shred into small pieces. I was unable to determine whether this occurred as a result of the collision or was a deliberate action (an attempt to continue fleeing in V-1) by (P-1).

After the collision, (V-1)'s two passengers remained in the car. (P-1) fled the scene on foot, in violation of 20001(a) VC. He was arrested by the police a short distance away about 45 minutes later.

**AREAS OF IMPACT:**

I determined the Areas of Impact based upon (V-1)'s pre and post-collision tire scuff marks, the vehicles at their points of uncontrolled rest, (P-3)'s shoes, and the statements of (P-2) and (P-3).

The AOI's were measured using the Station Line method. AOI #1, (V-1) into (V-2), measured 0.00 + 71.0' south, +6.0' east. AOI #2, (V-2) into (P-3), measured 0.00 + 87.0' south, +5.0' east.

**CAUSE:**

The primary collision factor was (P-1)'s violation of section 22350 VC (unsafe speed). I was unable to determine (V-1)'s exact speed at the time of collision. The presence of 52'8" of pre-collision centrifugal speed scuff marks indicate a minimum speed of about 52 MPH using standard formulas. The large amount of crush damage on (V-1)'s front end and 25 feet of post-collision tire scuff marks from (V-1) indicate that (V-1)'s actual speed was higher.

An associated factor was (P-2)'s violation of 22400(a) VC (minimum speed). (V-2) was either stopped in the roadway or moving only a few miles per hour after having dropped off (P-3). It is clear from (V-1)'s pre-collision centrifugal speed scuff that (V-1) would not have been able to make the 90 degree turn from "P"

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Avenue to E.28<sup>th</sup> Street. If (V-2) had not been present (V-1) would have continued southbound off the roadway and into the parking lot fence.

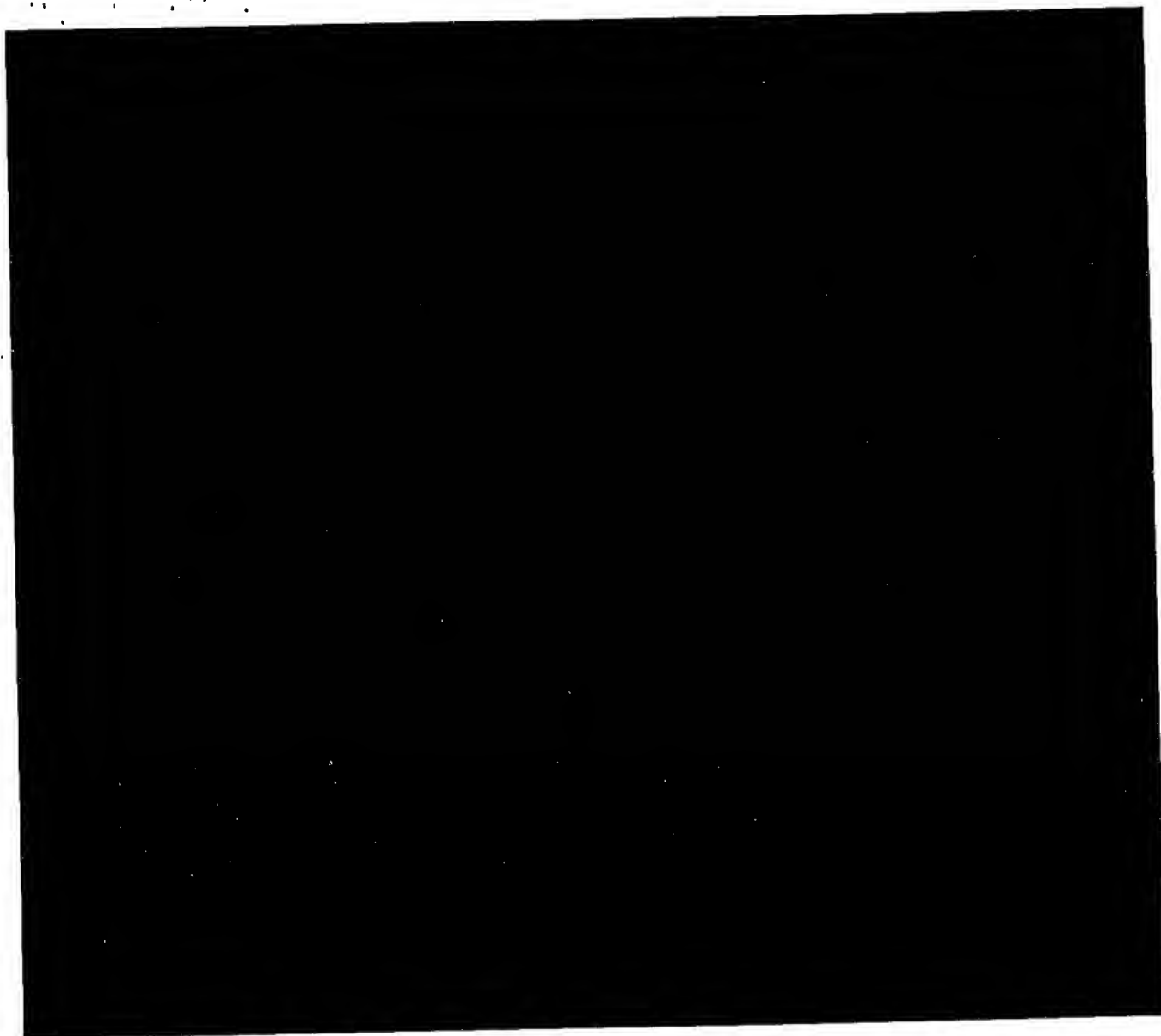
**FOLLOW UP:**

To be determined by Investigations Division.

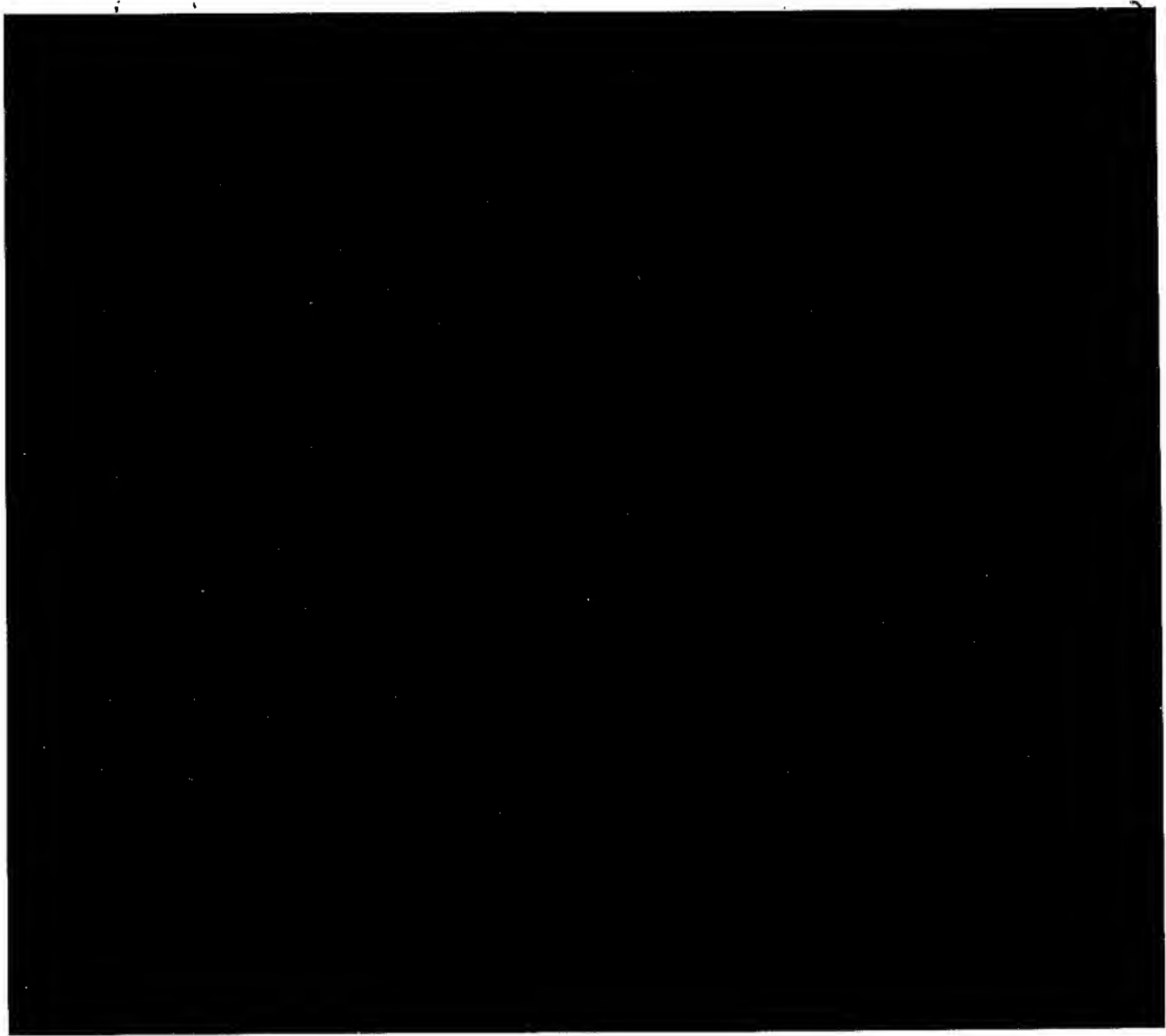
**RECOMMENDATIONS:**

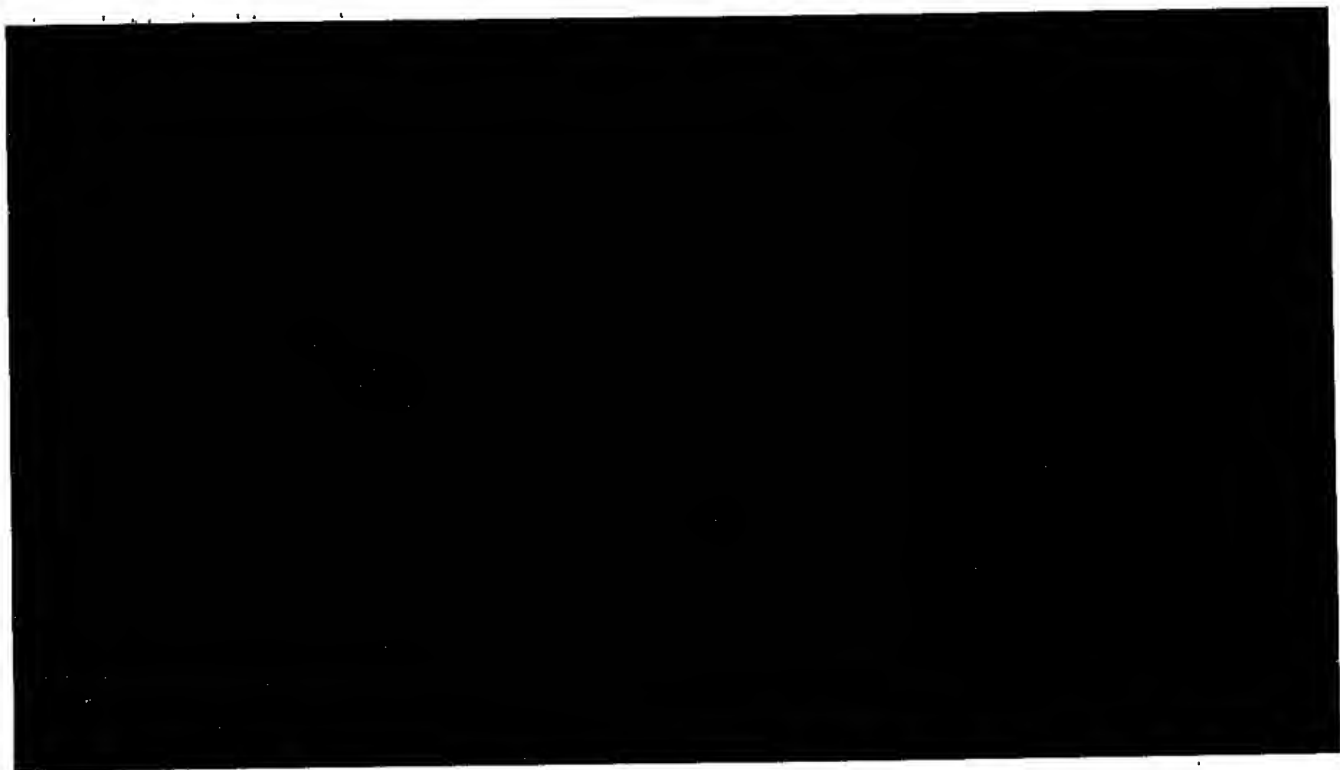
None.

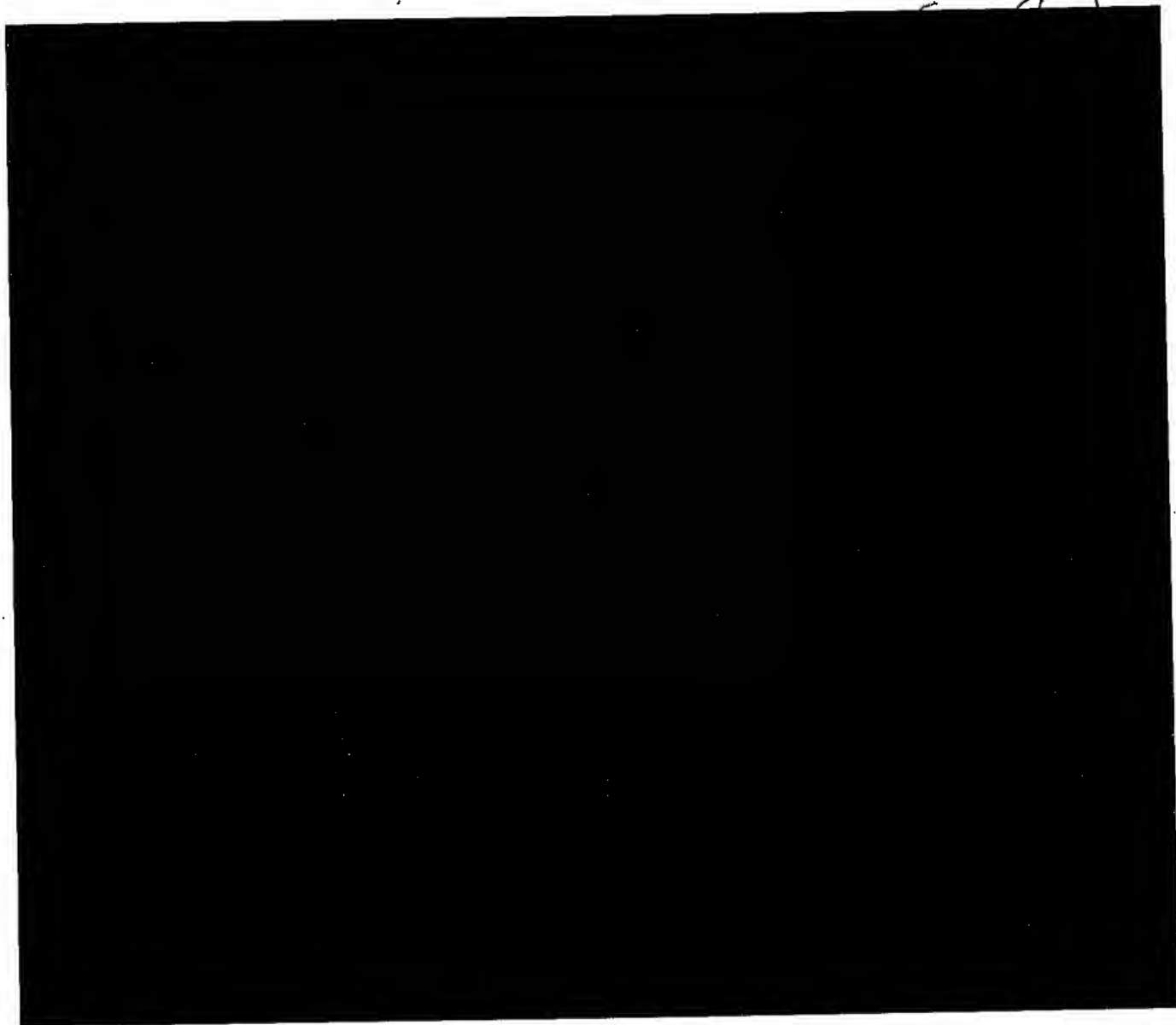
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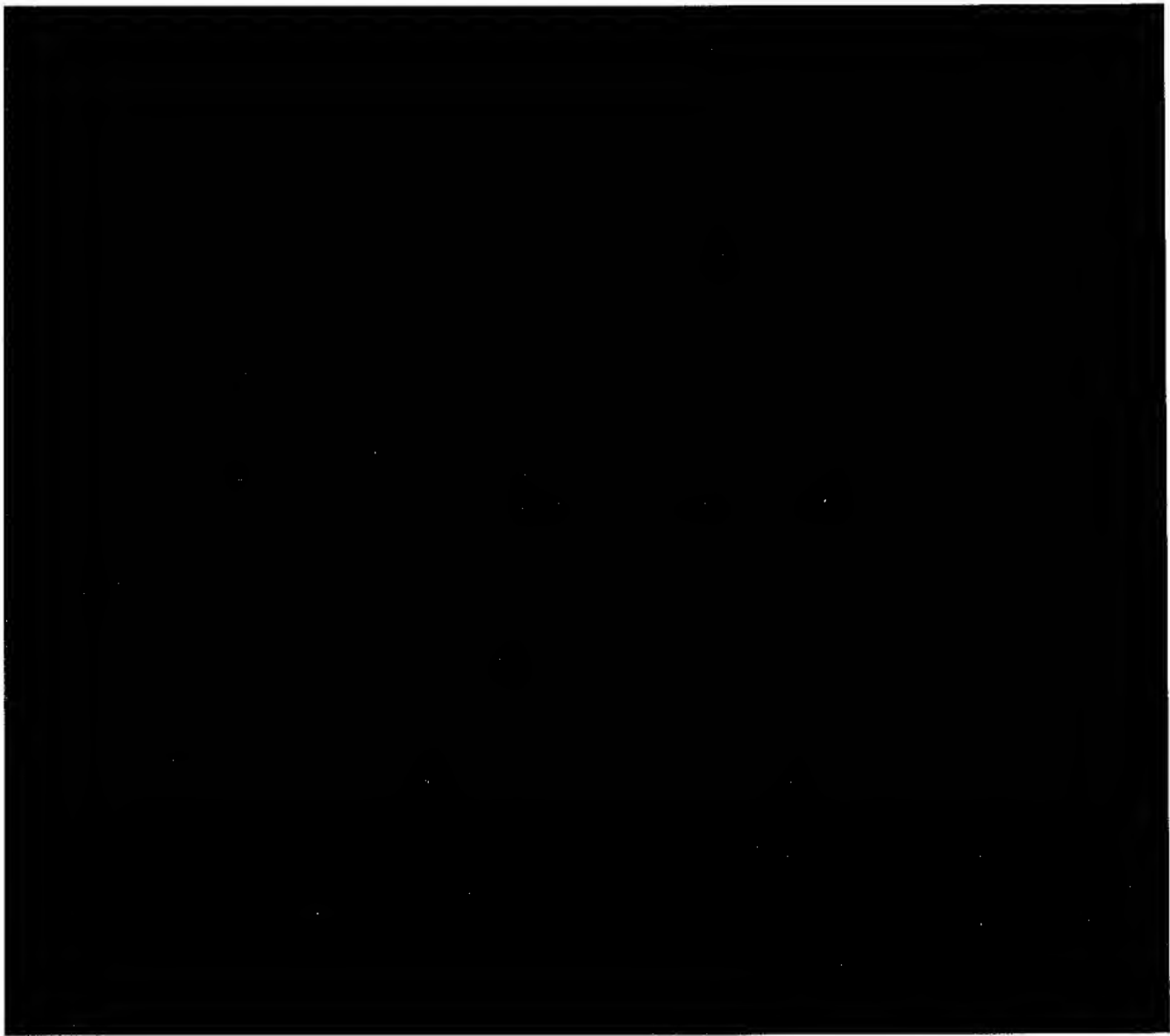












NATIONAL CITY POLICE DEPARTMENT  
TRAFFIC DIVISION  
SERIOUS TRAFFIC OFFENDER PROGRAM

VEHICLE IMPOUND SUPPLEMENTAL REPORT

CASE NUMBER: \_\_\_\_\_ CITATION NO. \_\_\_\_\_

VEHICLE INFORMATION:

YEAR: \_\_\_\_\_ MAKE: \_\_\_\_\_ MODEL: \_\_\_\_\_

LICENSE: \_\_\_\_\_ STATE: \_\_\_\_\_

LOCATION: \_\_\_\_\_

DRIVERS INFORMATION:

NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_

D.L. NO. \_\_\_\_\_ STATE: \_\_\_\_\_ SEX: \_\_\_\_\_ RACE: \_\_\_\_\_

CHARGE: 12500(a) CVC \_\_\_\_\_ 14601 CVC \_\_\_\_\_ 23152/23153 CVC \_\_\_\_\_

14601 CVC SUSPENSION DATE: \_\_\_\_\_ AUTHORITY CODE: \_\_\_\_\_

PRIOR SUSPENSIONS: \_\_\_\_\_

PRIOR CONVICTIONS: \_\_\_\_\_

OTHER RELATED INFORMATION:

RECOVERED STOLEN VEHICLE: YES \_\_\_\_\_ NO \_\_\_\_\_ VALUE \$ \_\_\_\_\_

CONFISCATED WEAPONS: YES \_\_\_\_\_ NO \_\_\_\_\_ TYPE \_\_\_\_\_

NARCOTICS ARRESTS: YES \_\_\_\_\_ NO \_\_\_\_\_ TYPE \_\_\_\_\_

CRIMINAL MISDEMEANOR ARRESTS(CHARGES): \_\_\_\_\_

CRIMINAL FELONY ARRESTS (CHARGES): \_\_\_\_\_

FELONY WARRANT ARRESTS (CHARGES): \_\_\_\_\_

OFFICER NAME: \_\_\_\_\_ ID: \_\_\_\_\_

[illegible]

$$\begin{array}{r} 2756.25 \\ + 4.83 \\ \hline 2761.08 \end{array}$$

Check-Out Release Form  
Activity Number: 0402679/B

National City Police  
1200 National City Blvd  
National City, CA 91950

Destination

SAN DIEGO POLICE

Released By: 4654 Flores, April  
Released To: E- Deputy Johnson, Keith  
SDPD  
D

Date: 07/21/2005  
Time: 10:13 am

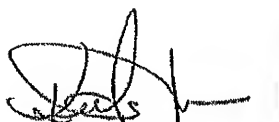
Item ID	Description	Evidence IDs	Quantity	UOM
10020030	(1) SAMPLE (1) CONTROL RED STAIN - Not Viewed		1	EA
10020032	(1) SAMPLE (1) CONTROL RED STAIN - Not Viewed		1	EA
10020241	swab w/ red stain, & control swab Not Viewed		2	EA
10020034	SHIRT		1	EA
10020033	JACKET		1	EA
10020035	PANTS		1	EA

6 total items released

NOT Viewed

view only

DA MIKE HOWARD

  
Deputy Johnson, Keith

07/21/2005 10:16 am  
Printed By: affores

Forensic Specialist Jeniffer Sanders #8393  
to take sample of  
stains from clothing

Page 1  
Report #STDEC002

Check-Out Release Form  
Activity Number: 0402679/B

NCPD  
1200 National City Blvd  
National City, CA 91950

Destination

One hour photo stop

Released By: 4654 FLORES, APRIL

Released To: E-428

Date: 05/14/2007

Time: 02:11 pm

Item ID	Description	Tag No.	Evidence IDs	Quantity	UOM
I0020174	35 MM FILM - crime scene			3	EA
I0020186	35MM FILM - Off miller, uniform, veh			4	EA
I0020997	FILM - recon of crime scene			1	EA
I0020199	35MM FILM - Off harward, uniform, unit			4	EA
I0020250	35MM FILM - of veh			3	EA

5 total Items released

COPIES REQ  
PER SOT ROUNDS

Send to One hour  
photo

05/14/07 AF#4659



Check-Out Release Form  
Activity Number: 0402679/B

National City Police  
1200 National City Blvd  
National City, CA 91950

Destination

PROPERTY & EVIDENCE PERSONNEL

Released By: 1362 Cabrales, Isela  
Released To: 1362 Cabrales, Isela

Date: 10/12/2005  
Time: 08:22 am

Item ID	Description	Evidence IDs	Quantity	UOM
I0019844	DIGITAL CAMERA DISC		1	EA
I0020997	FILM recon-of crime scene		1	EA
I0019854	DIGITAL CAMERA DISC		1	EA
I0020174	crime scene		6	EA
I0020186	milller,uniform,veh		8	EA
I0020199	of harward,uniform,unit		8	EA
I0020250	of veh		3	EA

7 total items released

Isela C-# 1362  
Cabrales, Isela

COPIES GIVEN TO  
NCPD ATTY  
JOHN WOOD



Phone # (619) 531-4219  
Cell # (619) 981-2204  
After Hours # (619) 234-4148  
Fax # (619) 531-3318

ROBERT MARQUEZ  
SUPERVISING INVESTIGATOR  
COLD CASE HOMICIDE

BONNIE M. DUMANIS  
District Attorney  
County of San Diego

330 W. Broadway  
Suite 1060  
San Diego, CA 92101

# REQUEST FOR RECORDS SEARCH

0402679

☒ ARREST FILE ☐ VICTIM FILE ☐ ACCIDENT  
☐ OTHER (Explain) \_\_\_\_\_

FILE NUMBER(S) #0402679  
 (E.G., ARREST/BKG #, CRIME CASE #, ETC.)

SUBJECT'S NAME URZORA MARIA  
 LAST FIRST MIDDLE

SEX F RACE \_\_\_\_\_ D.O.B. \_\_\_\_\_ HGT. \_\_\_\_\_ WGT. \_\_\_\_\_

REQUESTOR'S NAME Robert Marquez I.D. # #27

AGENCY San Diego District Attorney's office - Cold Case Homicide

ADDRESS 330 W. Broadway CITY San Diego

REASON FOR REQUEST Investigation DATE 7/7/05

THIS RECORD HAS BEEN RECORDED AS BEING RELEASED PURSUANT TO CALIFORNIA PENAL CODE SECTIONS 11075 THROUGH 11081. SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED IS RESTRICTED BY SECTION 11140-11144 OF CALIFORNIA PENAL CODE.

☒ COPY PROVIDED ☐ COPY MAILED ☐ REVIEWED ☐ PHONE INQUIRY  
 Copy given to Sgt. Telling He will provide to St. Marquez 7/11/05 gpe

619-981-2294  
 Investigator  
 Mark Howard

NATIONAL CITY POLICE DEPARTMENT  
CRIME LAB WORK REQUEST

DATE: 3/13/05

PERSON REQUESTING: Grates, Mary

CASE # 0402679

TAG # I0019854 / I0020038

ITEMS SUBMITTED: Photos

I0019845 / I0019844

WORK REQUESTED: \_\_\_\_\_

LAB PERSONNEL ONLY

PES

CADET

CSS

I. CABRALES #1362 PROCESSING DATE: 03/17/05

I0019844 AND I0019854 COPIED & C1362  
ON 03/17/05 ; 35mm PHOTOS ONE OF EACH

PROCESS USED/RESULTS: \_\_\_\_\_

PICTURE FOR I0019845 AND I0020038 GIVEN TO INS.CO.

DISPOSITION OF EVIDENCE: RETURN TO EVIDENCE

POLICE REPORT REQUEST

65-0967



MERCURY INSURANCE COMPANY  
P.O. BOX 82167  
SAN DIEGO CA 92138

RECEIVED  
OCT 21 2004

BY: .....

Mailed To:

NATIONAL CITY POLICE DEPARTMENT  
1200 NATIONAL CITY BLVD.  
NATIONAL CITY CA 91950

*waiting 10-27-04  
for OK by  
Grande to  
release photos  
of accident*

*Sent e-mail  
to Grande  
11-3-04  
Per Grande, I left  
message for Lt all  
asking him to review  
case for release  
protection  
message left  
11-14-04*

CLAIM NO: [REDACTED]

DATE/REQUEST: 10/18/2004

ADJUSTER: 0967

DR. NO: [REDACTED]

DRIVER(S)

LICENSE PLATE(S)

DRIVER LIC #(S)

RICHARD ORTIZ

LOSS DATE & TIME: 03/11/2004 11:30 AM  
LOSS LOCATION: 28TH ST, SWEETWATER HIGH SCHOOL  
NATIONAL CITY CA

Please forward one copy of the above report of loss.  
Enclosed is our draft in the amount of \$ 20.00

Thank you.

JENNY JOVERO  
(858) 694-4185 Ext 4285

Claims Department

C-39 Rev. 3/86

*view photo  
TAG on  
19854*

*We have the report  
all we need now is  
the photographs. Please  
let us know what is the  
difference still owed.*

*NE photo # 1-9, 11, 25, 30, 31, 33, 34, 35, 36*

*only Rel to Insurance*

*12/30/04  
AF DED*

*Jenny Jovero*

*(858) 694-418  
Ext. 4285*

POLICE REPORT REQUEST

65-0967



MERCURY INSURANCE COMPANY  
P.O. BOX 82167  
SAN DIEGO CA 92138

RECEIVED  
OCT 21 2004

BY: [REDACTED]

Mailed To:

NATIONAL CITY POLICE DEPARTMENT  
1200 NATIONAL CITY BLVD.  
NATIONAL CITY CA 91950

10-27-04  
waiting  
for OK by  
Granade to  
release photos  
of accident

sent e-mail  
to Granade  
11-3-04  
per Granade, I left  
message for Lt Allen  
asking him to review  
case for release of  
photos  
message left  
11-14-04

CLAIM NO: [REDACTED]

DATE/REQUEST: 10/18/2004

ADJUSTER: 0967

DR. NO: [REDACTED]

DRIVER(S)

RICHARD ORTIZ

LICENSE PLATE(S)

DRIVER LIC #(S)

[REDACTED]

[REDACTED]

LOSS DATE & TIME: 03/11/2004 11:30 AM

LOSS LOCATION: 28TH ST, SWEETWATER HIGH SCHOOL  
NATIONAL CITY CA

Please forward one copy of the above report of loss.  
Enclosed is our draft in the amount of \$ 20.00

Thank you.

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(858) 694-4185 Ext 4285

Claims Department

C-39 Rev. 3/86

view photos  
TAG on  
19854

We have the report  
all we need now is  
the photographs. Please  
let us know what is the  
difference still owed.

Jenny Jovero  
(858) 694-418  
Ext. 4285

NATIONAL CITY POLICE DEPARTMENT  
CRIME LAB WORK REQUEST

DATE: 3/13/05

PERSON REQUESTING: Gates, Mary

CASE # \_\_\_\_\_

TAG # I0019854 / I0020038

ITEMS SUBMITTED: \_\_\_\_\_

Photos

I0019845 / I0019844

WORK REQUESTED: \_\_\_\_\_

LAB PERSONNEL ONLY

PES

CADET \_\_\_\_\_

CSS

PROCESSING DATE: \_\_\_\_\_

PROCESS USED/RESULTS: \_\_\_\_\_

DISPOSITION OF EVIDENCE: \_\_\_\_\_

*Before  
Releasing  
photos.  
He can only  
have  
photos of  
not of  
guidance  
accident*

*I called her 3/16/05  
advised her of situation  
3 cases in 1 report.  
3/16/05  
JH*

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V.SAN DIEGO REGIONAL  
ARREST / JUVENILE CONTACT REPORTAGENCY NUMBER  
0402679  
SDSD BOOKING NUMBER  
04111477A  
CITATION NUMBER

## ARREST REPORT

WARRANT  
NoneAGENCY  
NCPD

ARJIS ASSISTED ?

Y

PAGE

1 OF 4

ARREST DATE TIME BEAT/DISTRICT RELATED REPORTS (TYPE, NUMBER)  
03/11/2004 12:24 246

ADDNL CHGS. / ADULT RELEASES

## CHARGE(S)

187\*664 / PC / ATTEMPTED MURDER/DEGREE UNSPEC

PERSON ARRESTED (L. F. M.)

ORTIZ, RICHARD

NICKNAME

JOKER

D.O.B.

10/12/1981

RACE

H

SEX

M

AGE

22

HEIGHT

5'09"

WEIGHT

250

BUILD

FAT

HAIR

BLK

EYES

BRO

ALIAS/MAINDER NAME (L. F. M.)

ARRESTEE'S ADDRESS

CITY

NATIONAL CITY

STATE ZIP

CA 91950

EMPLOYER/SCHOOL

MILITARY

N

OCCUPATION/RANK

UNEMPLOYED

HOME PHONE

BUSINESS PHONE

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

EMERGENCY CONTACT/NEXT OF KIN (L. F. M.)

EMERGENCY ADDRESS

CITY

NATIONAL CITY

STATE ZIP

CA 91950

HOME PHONE

IS SUBJECT A SUSPECTED

USER OF NARCOTICS/DRUG ?

Y

INTERPRETER

REQUIRED ?

N

LANGUAGE

SUSPECT'S RELATION TO VICTIM(S)

LOCATION OF ARREST

631 E 28TH ST

CITY

NATIONAL CITY

LOCATION OF OFFENSE

620 E 24TH ST

CITY

NATIONAL CITY

OFFENSE DATE OFFENSE TIME

03/11/2004 11:50

CITIZEN

ARREST ?

N

ARRESTING OFFICER

D.GRANDE

I.D.

0249

ADMONISHED BY

D.GRANDE

I.D.

0249

DID YOU UNDERSTAND EACH OF THESE RIGHTS THAT I HAVE EXPLAINED TO YOU ?

"YEAH."

HAVING IN MIND AND UNDERSTANDING YOUR RIGHTS AS I HAVE TOLD YOU. ARE YOU WILLING TO TALK WITH US ?

STATEMENT

[ ]

"I WANT TO CALL A LAWYER"

HAIR LENGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	SPEECH	VOICE	IDENTIFICATION NUMBERS
5. Short	8. Straight	4. Goatee	5. Medium	3. Mumbles	5. Medium	DRIVER'S LICENSE NO. STATE
6. Other		6. Mustache				SOCIAL SECURITY NO.
						FBI NO.
						CH NO.
						OTHER I.D. TYPE
SHAVED						

FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, ETC.)

TT R HAND "IA X3", TT R ARM "SUR", TT R ARM "FCW", TT L ARM "ADELINA"

CLOTHING DESCRIPTION

BLUE TOP, JEANS

SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR	BODY TYPE	LICENSE NO.	STATE
1986				BLUE / BLUE	4 DOOR		CA

ADDITIONAL VEHICLE IDENTIFIERS (CHROME, DAMAGE, ETC.)

MAJOR FRONT END DAMAGE

VIN NUMBER

DISPOSITION OF VEHICLE

NCPD

REGISTERED OWNER (L. F. M.)

REGISTERED OWNER'S ADDRESS

CITY

SAN DIEGO

STATE ZIP

CA 92105

PROPERTY TAG NOS.

DISPOSITION OF EVIDENCE

REPORTING OFFICER

M.REMMERS

I.D.

344

DIVISION

INV

REPORT DATE

03/11/2004

TIME

21:17

REPORT APPROVED

D. J. Grande

I.D.

249

BOOKING APPROVED

APR



*PHOTOS*

"... Crime Scene Specialist Easterly arrived on scene and collected various items for evidence, including (P-3)'s shoes, [REDACTED]'s shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)"  
[Report, page 6 of 12, paragraph 4]

\*\*\*

*PHOTO*

"... (P-3)'s injuries were photographed on 03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)"  
[Report, page 7 of 12, paragraph 5]

*10019854*

\*\*\*

"... (Refer to the Supplemental Report for the statements of (P-1) and his passengers and other witnesses.)"  
[Report, page 10 of 12, paragraph 5]

*Starkman*

Please provide me with copies of all Supplemental Reports prepared in connection with this accident at your earliest opportunity.

Thank you for your immediate attention to this matter. If you have any questions or need additional information, please do not hesitate to contact my office.

Very truly yours,

GATES, O'DOHERTY, GONTER & GUY, LLP



DOUGLAS D. GUY

DDG:bj

Law Offices  
**GATES, O'DOHERTY, GONTER & GUY, LLP**

11545 West Bernardo Court, Suite 305  
San Diego, CA 92127  
Phone (858) 676-8600  
Fax (858) 676-8601

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F. X. Sean O'Doherty  
K. Robert Gonter, Jr.†  
Douglas D. Guy  
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Matthew M. Proudfoot  
Richard A. Muench  
Marian Walker-Guy  
Kevin M. Raya  
Gina Y. Kandarian-Stein  
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Alan P. Trafton\*  
Vincent J. Axelson  
Zuriel A. Cervantes  
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\* Also licensed in Nevada

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Fax (213) 892-2247

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Irvine, CA 92618  
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Fax (949) 753-0265

Inland Empire Office  
10601 Civic Center Drive, Suite 120  
Rancho Cucamonga, CA 91730  
Phone (909) 477-3282  
Fax (909) 477-3272

February 10, 2005

OF COUNSEL: Jonathan Corn

[www.gomlaw.com](http://www.gomlaw.com)

National City Police Department  
1200 National City Blvd.  
National City, CA 91950

Re: [REDACTED] v. MERCURY INSURANCE COMPANY  
Traffic Collision Report Number [REDACTED]  
Our File No. [REDACTED]

Dear Sir or Madam:

This firm represents Mercury Insurance Company in a claim for uninsured motorist benefits being made by its insured, [REDACTED]. [REDACTED] was injured in an accident on March 11, 2004, on 28<sup>th</sup> Street next to Sweetwater High School in National City, when his vehicle was struck by a stolen vehicle operated by Richard Ortiz who was fleeing from National City Police officers.

Following the accident and subsequent investigation, Officer Geidel (ID #401) prepared Traffic Collision Report Number [REDACTED], in which he refers to several "Supplemental Reports" as follows:

"... Crime Scene Specialist Chavez photographed the scene, both overall and in detail. (Refer to her Supplemental Report [REDACTED] [Report, page 6 of 12, paragraph 3])"

\*\*\*

FEB 14 2005

BY.....

# SAN DIEGO REGIONAL ARREST / JUVENILE CONTACT REPORT

AGENCY NUMBER  
0402679  
SDSD BOOKING NUMBER  
**04111477A**  
CITATION NUMBER

REPORT

**ARREST REPORT**

WARRANT None AGENCY NCPD ARJIS ASSISTED? ☒ Y PAGE 1 OF 4  
ARREST DATE 03/11/2004 TIME 12:24 BEAT/DISTRICT 246 RELATED REPORTS (TYPE, NUMBER)

CHARGE(S) 187\*664 / PC / ATTEMPTED MURDER/DEGREE UNSPEC

PERSON ARRESTED (L, F, M)  
ORTIZ, RICHARD

NICKNAME  
JOKER

D.O.B. 10/12/1981 P.O.B. [REDACTED]

RACE	SEX	AGE	HEIGHT	WEIGHT	BUILD	HAIR	EYES
H	M	22	5'09"	250	FAT	BLK	BRO

ALIAS/MAIDEN NAME (L, F, M)

ARRESTEE'S ADDRESS

CITY NATIONAL CITY STATE CA ZIP 91950

EMPLOYER/SCHOOL

MILITARY  
N

OCCUPATION/RANK  
UNEMPLOYED

HOME PHONE

BUSINESS PHONE

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

EMERGENCY CONTACT/EXT OF RHT (L, F, M)

EMERGENCY ADDRESS

CITY NATIONAL CITY STATE CA ZIP 91950

HOME PHONE

IS SUBJECT A SUSPECTED  
USER OF NARCOTICS/DRUG? ☒ Y

INTERPRETER  
REQUIRED? ☒ N

LANGUAGE

SUSPECT'S RELATION TO VICTIM(S)

LOCATION OF ARREST

CITY NATIONAL CITY

LOCATION OF OFFENSE

CITY NATIONAL CITY

OFFENSE DATE 03/11/2004 OFFENSE TIME 11:50 CITIZEN ARREST? ☒ N ARRESTING OFFICER D.GRANDE

I.D. 0249 ADMONISHED BY D.GRANDE

ID 0249

DID YOU UNDERSTAND EACH OF THESE RIGHTS THAT I HAVE EXPLAINED TO YOU?

"YEAH."

HAVING IN MIND AND UNDERSTANDING YOUR RIGHTS AS I HAVE TOLD YOU, ARE YOU WILLING TO TALK WITH US?

STATEMENT ☒

"I WANT TO CALL A LAWYER"

ARRESTEE DESCRIPTION

HAIR LENGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	SPEECH	VOICE	IDENTIFICATION NUMBERS
5. Short	B. Straight	4. Goatee	5. Medium	3. Mumbles	5. Medium	DRIVER'S LICENSE NO. STATE
6. Other		6. Mustache				SOCIAL SECURITY NO.
						FBI NO.
						GI NO.
						OTHER I.D. TYPE

SHAVED

FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, ETC.)  
TT R HAND "IA X3", TT R ARM "SUR", TT R ARM "FCW", TT L ARM "ADELINA"

CLOTHING DESCRIPTION

BLUE TOP, JEANS

SUSPECT YEAR	NAKE	MODEL	COLOR / COLOR	BODY TYPE	LICENSE NO.	STATE
VEHICLE 1986			BLUE / BLUE	4 DOOR		CA

ADDITIONAL VEHICLE IDENTIFIERS (CHROME, DAMAGE, ETC.)

VIN NUMBER

DISPOSITION OF VEHICLE

MAJOR FRONT END DAMAGE

NCPD

REGISTERED OWNER (L, F, M)

REGISTERED OWNER'S ADDRESS

CITY SAN DIEGO

STATE CA ZIP 92105

DISPOSITION OF EVIDENCE

PROPERTY TAG NOS.

REPORTING OFFICER

M.REMMERS

REPORT APPROVED

D. J. Grande

ID. 344

DIVISION INV

REPORT DATE 03/11/2004

TIME 21:17

BOOKING APPROVED

ID 249

APP

COMPANIONS

COMPANION'S NAME (L. F. M.)

ADDRESS

CITY

STATE ZIP

PHONE

RACE  
WSEX  
M

D.O.B.

ARRESTED

N

ADDITIONAL COMPANIONS LISTED

N

VICTIM / WIT.

VICTIM/WITNESS' NAME (L. F. M.)

HARWARD, D

CITY

STATE ZIP

RESIDENT ADDRESS

(NCPD ID#388)

CITY

STATE ZIP

BUSINESS ADDRESS

V

HOME PHONE

BUSINESS PHONE

RACE

SEX

D.O.B.

ADD'L VIC / WIT. LISTED

Y

JUVENILE ONLY

FATHER/STEPFATHER'S NAME (L. F. M.)

HOME PHONE

FATHER/STEPFATHER'S ADDRESS

STATE ZIP

BUSINESS PHONE

CITY

MOTHER/STEPMOTHER'S NAME (L. F. M.)

HOME PHONE

MOTHER/STEPMOTHER'S ADDRESS

STATE ZIP

BUSINESS PHONE

CITY

SCHOOL

GRADE LIVES WITH

PARENTS NOTIFIED BY: WHOM AND HOW

DATE

TIME

RELEASE DATE

RELEASE TIME

FIELD DISP

ATTITUDE OF JUVENILE

ATTITUDE OF PARENTS / GUARDIAN

DET. DISPO: ☐ Refer Court/Prob☐ Dept. Diversion☐ Counsel/Informal☐ Other:

ADDITIONAL CHARGES 211/PC/ROBBERY; 2800.3/FVC/WILLFUL FLIGHT WITH INJURY OR; 20001(A)/VC/HIT AND RUN DEATH OR INJURY; 496(A)/PC/RECEIVE/ETC KNOWN STOLEN PROPE; 10851/VC/TAKE VEHICLE WITHOUT OWNER'S C;

CITIZEN ARREST

I have arrested.

I know that pursuant to Section 849 of the Penal Code of the State of California, it is necessary for me to sign a complaint stating the charge against the prisoner, which complaint must be made before a magistrate, and I agree to sign said complaint and appear in said matter without delay.

Date:

Computer generated form, signature is not obtained; disclaimer read to the citizen.

ARRESTING CITIZEN (L. F. M.) PRINT

CITY

STATE ZIP

RESIDENT ADDRESS

CITY

STATE ZIP

BUSINESS ADDRESS

HOME PHONE

BUSINESS PHONE

RACE

SEX

D.O.B.

(ADULTS ONLY)

ADULT MISDO ONLY

Check each reason for not releasing the subject with a written notice to appear.

ORIGINAL

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

3 OF 4

0402679

LOCATION OF INCIDENT (OF ADDRESS)

631 E 28TH ST

CITY

BEAT

246

DISTRICT

NATIONAL CITY

V VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) HARWARD, D										CITY		STATE		ZIP	
W-TYPE RESIDENCE ADDRESS (NCPD ID#388)															
RESIDENCE PHONE		RACE		SEX		DATE OF BIRTH		ID TYPE		ID NUMBER		INTERPRETER REQUIRED		RELATION TO VICTIM / SUSPECT	
STATUS		EMPLOYER (RANK IF MILITARY)						BUSINESS PHONE				DAYS OFF		WORK HRS.	
BUSINESS OR MILITARY ADDRESS										CITY		STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															

V VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) MILLER, C										CITY		STATE		ZIP	
W-TYPE RESIDENCE ADDRESS (NCPD ID#413)															
RESIDENCE PHONE		RACE		SEX		DATE OF BIRTH		ID TYPE		ID NUMBER		INTERPRETER REQUIRED		RELATION TO VICTIM / SUSPECT	
STATUS		EMPLOYER (RANK IF MILITARY)						BUSINESS PHONE				DAYS OFF		WORK HRS.	
BUSINESS OR MILITARY ADDRESS										CITY		STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)										CITY		STATE		ZIP	
W-TYPE RESIDENCE ADDRESS															
RESIDENCE PHONE		RACE		SEX		DATE OF BIRTH		ID TYPE		ID NUMBER		INTERPRETER REQUIRED		RELATION TO VICTIM / SUSPECT	
STATUS		EMPLOYER (RANK IF MILITARY)						BUSINESS PHONE				DAYS OFF		WORK HRS.	
BUSINESS OR MILITARY ADDRESS										CITY		STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)										CITY		STATE		ZIP	
W-TYPE RESIDENCE ADDRESS															
RESIDENCE PHONE		RACE		SEX		DATE OF BIRTH		ID TYPE		ID NUMBER		INTERPRETER REQUIRED		RELATION TO VICTIM / SUSPECT	
STATUS		EMPLOYER (RANK IF MILITARY)						BUSINESS PHONE				DAYS OFF		WORK HRS.	
BUSINESS OR MILITARY ADDRESS										CITY		STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)										CITY		STATE		ZIP	
W-TYPE RESIDENCE ADDRESS															
RESIDENCE PHONE		RACE		SEX		DATE OF BIRTH		ID TYPE		ID NUMBER		INTERPRETER REQUIRED		RELATION TO VICTIM / SUSPECT	
STATUS		EMPLOYER (RANK IF MILITARY)						BUSINESS PHONE				DAYS OFF		WORK HRS.	
BUSINESS OR MILITARY ADDRESS										CITY		STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															

REPORTING OFFICER

M.REMMERS

ID.

344

ORIGINAL

CONTINUED Y

Continued From:  
ARR/JUV. CON.

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) 187*664 / PC / ATTEMPTED MURDER/DEGREE UNSPEC		Date 03/11/2004	Page 4 of 4	Case Number 0402679	
Location Of Incident (Or Address) 620 E 24TH ST		City	Day of Week THU	Time 12:24	District
Person(s) Involved: Victim HARWARD, D					
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No.(s)					

Refer to Crime Report for Narrative

Reporting Officer M.REMMERS	ID # 344	Division INV	Approved By D. J. Grande	Date of Report 03/11/2004	Time 21:17
--------------------------------	-------------	-----------------	-----------------------------	------------------------------	---------------

ORIGINAL

Continued N



San Diego Sheriff's Crime Lab  
Crime Scene Report



NCPD CASE#  
0402679

Case #: 04001391

Event #: 2

Crime: OIS

Event Date: 03/30/2004

Time Notified: 6:00 AM

By whom: DET. K. GELSKEY

Event Address: NATIONAL CITY POLICE DEPT. 1200 NATIONAL CITY BLVD.

General Location: NATIONAL CITY

Time Arrived: 8:00 AM

Time Of Departure: 11:00 AM

Name/Title: L. MARTINI / CRIMINALIST

Detective: D. GRANDE

Detail: DETECTIVES Team:

Agency: NATIONAL CITY POLICE DEPT.

Victim: HOWARD, D. & MILLER, C. (NCPD POLICE OFFICERS)

Suspect: URZUA, MARIA & [REDACTED] & ORTIZ, RICHARD

Service Requested: FIELD CALL - VEHICLE TRAJECTORY DETERMINATION

Narrative:

By prior arrangement with Det. K. Gelskey of the National City Police Dept., a scheduled vehicle exam was planned for 0800 hours on Tuesday, 3/30/04 at the National City Police Dept. vehicle impound area.

FET M. Durina and I arrived at the National City Police Dept. at approximately 0800 hours and met with Det. K. Gelskey. We proceeded to the vehicle impound area as the vehicle was being moved out of the impound enclosure for examination purposes. The subject vehicle was a 1986 [REDACTED] 2.3 with CA license plate [REDACTED]

I documented the present impacts and trajectories. I completed my assignment at approximately 1100 hours and returned to the SDSD Crime Laboratory.

Detailed notes of the examination are maintained at the Sheriff's Crime Laboratory and are available upon request.

Reported By:

*[Signature]* 4/1/04

Report Date: 04/01/2004

Reviewed By

*[Signature]*  
4/1/04 Page 1 of 1

RTN SDSD LAB CC 040804

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

0402879

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
V	DC								
W	RP								
W-TYPE		RESIDENCE ADDRESS		CITY		STATE		ZIP	
06				CHULA VISTA		CA		91910	
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		W	M		DL				
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST	
								Y	
BUSINESS OR MILITARY ADDRESS									

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

1986 BLUE 4-DOOR BEARING CA

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	SHANAHAN, S								
W-TYPE		RESIDENCE ADDRESS		CITY		STATE		ZIP	
16									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		W	M		NC	393			
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST	
E		CITY OF NATIONAL CITY		(619)336-4411		VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS									
1200 NATIONAL CITY BL									
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
POLICE OFFICER.									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	GONZALES, M								
W-TYPE		RESIDENCE ADDRESS		CITY		STATE		ZIP	
16									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		H	M						
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST	
E		CITY OF NATIONAL CITY		(619)336-4411		VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS									
1200 NATIONAL CITY BL									
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
POLICE OFFICER.									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	SPRINGER, K								
W-TYPE		RESIDENCE ADDRESS		CITY		STATE		ZIP	
16									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		W	M		NC	389			
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST	
E		CITY OF NATIONAL CITY		(619)336-4411		VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS									
1200 NATIONAL CITY BL									
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
POLICE OFFICER									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	HARLAN, M								
W-TYPE		RESIDENCE ADDRESS		CITY		STATE		ZIP	
16									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		W	M						
STATUS		EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST	
E		CITY OF NATIONAL CITY		(619)336-4411		VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS									
1200 NATIONAL CITY BL									
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
POLICE SERGEANT.									

REPORTING OFFICER  
Scott Shanahan

I.D.  
393

ORIGINAL

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
**0402670**

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W **FIFIELD, K** CITY STATE ZIP  
W-TYPE RESIDENCE ADDRESS  
16  
RESIDENCE PHONE RACE W SEX M DATE OF BIRTH ID TYPE ID NUMBER INTERPRETER REQUIRED RELATION TO VICTIM / SUSPECT  
STATUS EMPLOYER (RANK IF MILITARY) E CITY OF NATIONAL CITY BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY VAW ASSIST N  
BUSINESS OR MILITARY ADDRESS CITY NATIONAL CITY STATE ZIP CA 91950  
1200 NATIONAL CITY BL  
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)  
POLICE LIEUTENANT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W **WILKINS, T** CITY STATE ZIP  
W-TYPE RESIDENCE ADDRESS  
16  
RESIDENCE PHONE RACE B SEX M DATE OF BIRTH ID TYPE ID NUMBER INTERPRETER REQUIRED RELATION TO VICTIM / SUSPECT  
STATUS EMPLOYER (RANK IF MILITARY) E CITY OF NATIONAL CITY BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY VAW ASSIST N  
BUSINESS OR MILITARY ADDRESS CITY NATIONAL CITY STATE ZIP CA 91950  
1200 NATIONAL CITY BL  
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)  
POLICE OFFICER

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W **VILLARIASA, S** CITY STATE ZIP  
W-TYPE RESIDENCE ADDRESS  
16  
RESIDENCE PHONE RACE F SEX M DATE OF BIRTH ID TYPE NC ID NUMBER 380 INTERPRETER REQUIRED RELATION TO VICTIM / SUSPECT  
STATUS EMPLOYER (RANK IF MILITARY) E CITY OF NATIONAL CITY BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY VAW ASSIST N  
BUSINESS OR MILITARY ADDRESS CITY NATIONAL CITY STATE ZIP CA 91950  
1200 NATIONAL CITY BL  
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)  
POLICE OFFICER

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W **TELLEZ, J** CITY STATE ZIP  
W-TYPE RESIDENCE ADDRESS  
16  
RESIDENCE PHONE RACE H SEX M DATE OF BIRTH ID TYPE ID NUMBER INTERPRETER REQUIRED RELATION TO VICTIM / SUSPECT  
STATUS EMPLOYER (RANK IF MILITARY) E CITY OF NATIONAL CITY BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY VAW ASSIST N  
BUSINESS OR MILITARY ADDRESS CITY NATIONAL CITY STATE ZIP CA 91950  
1200 NATIONAL CITY BL  
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)  
POLICE SERGEANT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W **BISHOP, R** CITY STATE ZIP  
W-TYPE RESIDENCE ADDRESS  
16  
RESIDENCE PHONE RACE W SEX M DATE OF BIRTH ID TYPE ID NUMBER INTERPRETER REQUIRED RELATION TO VICTIM / SUSPECT  
STATUS EMPLOYER (RANK IF MILITARY) E CITY OF NATIONAL CITY BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY VAW ASSIST N  
BUSINESS OR MILITARY ADDRESS CITY NATIONAL CITY STATE ZIP CA 91950  
1200 NATIONAL CITY BL  
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)  
POLICE SERGEANT

REPORTING OFFICER I.D. 383  
**Scott Shanahan**

ORIGINAL

CONTINUED Y

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY \_\_\_\_\_ BEAT \_\_\_\_\_ DISTRICT \_\_\_\_\_

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- HART, L CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

W-TYPE RESIDENCE ADDRESS  
13

RESIDENCE PHONE \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_ ID TYPE \_\_\_\_\_ ID NUMBER \_\_\_\_\_ INTERPRETER REQUIRED \_\_\_\_\_ RELATION TO VICTIM / SUSPECT \_\_\_\_\_

STATUS EMPLOYER (RANK IF MILITARY) \_\_\_\_\_ BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY V/W ASSIST N

E CITY OF NATIONAL CITY CITY NATIONAL CITY STATE ZIP CA 91950

BUSINESS OR MILITARY ADDRESS  
1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE OFFICER

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- GEIDEL, D CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

W-TYPE RESIDENCE ADDRESS  
16

RESIDENCE PHONE \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_ ID TYPE \_\_\_\_\_ ID NUMBER \_\_\_\_\_ INTERPRETER REQUIRED \_\_\_\_\_ RELATION TO VICTIM / SUSPECT \_\_\_\_\_

STATUS EMPLOYER (RANK IF MILITARY) \_\_\_\_\_ BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY V/W ASSIST N

E CITY OF NATIONAL CITY CITY NATIONAL CITY STATE ZIP CA 91950

BUSINESS OR MILITARY ADDRESS  
1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE OFFICER

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- REMMERS, M CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

W-TYPE RESIDENCE ADDRESS  
13

RESIDENCE PHONE \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_ ID TYPE \_\_\_\_\_ ID NUMBER \_\_\_\_\_ INTERPRETER REQUIRED \_\_\_\_\_ RELATION TO VICTIM / SUSPECT \_\_\_\_\_

STATUS EMPLOYER (RANK IF MILITARY) \_\_\_\_\_ BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY V/W ASSIST N

E CITY OF NATIONAL CITY CITY NATIONAL CITY STATE ZIP CA 91950

BUSINESS OR MILITARY ADDRESS  
1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE DETECTIVE

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- TRIVIZ, R CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

W-TYPE RESIDENCE ADDRESS  
16

RESIDENCE PHONE \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_ ID TYPE \_\_\_\_\_ ID NUMBER \_\_\_\_\_ INTERPRETER REQUIRED \_\_\_\_\_ RELATION TO VICTIM / SUSPECT \_\_\_\_\_

STATUS EMPLOYER (RANK IF MILITARY) \_\_\_\_\_ BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY V/W ASSIST N

E CITY OF NATIONAL CITY CITY NATIONAL CITY STATE ZIP CA 91950

BUSINESS OR MILITARY ADDRESS  
1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE SERGEANT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- MEERS, J CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

W-TYPE RESIDENCE ADDRESS  
13

RESIDENCE PHONE \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_ ID TYPE \_\_\_\_\_ ID NUMBER \_\_\_\_\_ INTERPRETER REQUIRED \_\_\_\_\_ RELATION TO VICTIM / SUSPECT \_\_\_\_\_

STATUS EMPLOYER (RANK IF MILITARY) \_\_\_\_\_ BUSINESS PHONE (619)336-4411 DAYS OFF VARY WORK HRS. VARY V/W ASSIST N

E CITY OF NATIONAL CITY CITY NATIONAL CITY STATE ZIP CA 91950

BUSINESS OR MILITARY ADDRESS  
1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE DETECTIVE

REPORTING OFFICER ID. 393

Scott Shanahan

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
0402670

LOCATION OF INCIDENT (OR ADDRESS)

CITY BEAT DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	CHAVEZ,								
W-TYPE RESIDENCE ADDRESS					CITY			STATE ZIP	
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		H	F						
STATUS EMPLOYER (RANK IF MILITARY)					BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
E CITY OF NATIONAL CITY					(619)336-4411		VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY			STATE	ZIP
1200 NATIONAL CITY BL					NATIONAL CITY			CA	91950
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
CRIME SCENE SPECIALIST									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	KERR, D								
W-TYPE RESIDENCE ADDRESS					CITY			STATE ZIP	
16									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		W	M						
STATUS EMPLOYER (RANK IF MILITARY)					BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
E CITY OF NATIONAL CITY					(619)336-4411		VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY			STATE	ZIP
1200 NATIONAL CITY BL					NATIONAL CITY			CA	91950
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
POLICE OFFICER									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	CARRANZA,								
W-TYPE RESIDENCE ADDRESS					CITY			STATE ZIP	
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		H	F						
STATUS EMPLOYER (RANK IF MILITARY)					BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
E CITY OF NATIONAL CITY					(619)336-4411		VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY			STATE	ZIP
1200 NATIONAL CITY BL					NATIONAL CITY			CA	91950
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
PARKING									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	FLORES, A								
W-TYPE RESIDENCE ADDRESS					CITY			STATE ZIP	
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		H	F						
STATUS EMPLOYER (RANK IF MILITARY)					BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
E CITY OF NATIONAL CITY					(619)336-4411		VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY			STATE	ZIP
1200 NATIONAL CITY BL					NATIONAL CITY			CA	91950
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	GRANDE, D								
W-TYPE RESIDENCE ADDRESS					CITY			STATE ZIP	
13									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT	
		H	M						
STATUS EMPLOYER (RANK IF MILITARY)					BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
E CITY OF NATIONAL CITY					(619)336-4411		VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY			STATE	ZIP
1200 NATIONAL CITY BL					NATIONAL CITY			CA	91950
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
POLICE DETECTIVE									

REPORTING OFFICER	I.D.
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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	KING, M								
CITY STATE ZIP									
W-TYPE RESIDENCE ADDRESS									
13									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
	W	M							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
E	CITY OF NATIONAL CITY				(619)336-4411	VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE ZIP			
1200 NATIONAL CITY BL					NATIONAL CITY	CA 91950			
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
POLICE SERGEANT.									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	SARMIENTO,								
CITY STATE ZIP									
W-TYPE RESIDENCE ADDRESS									
06									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
	H	M							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
E	CITY OF NATIONAL CITY				(619)336-4411	VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE ZIP			
1200 NATIONAL CITY BL					NATIONAL CITY	CA 91950			
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	CRAWFORD,								
CITY STATE ZIP									
W-TYPE RESIDENCE ADDRESS									
06									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
	W	M							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
E	CITY OF NATIONAL CITY				(619)336-4411	VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE ZIP			
1200 NATIONAL CITY BL					NATIONAL CITY	CA 91950			
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	HERNANDEZ, A								
CITY STATE ZIP									
W-TYPE RESIDENCE ADDRESS									
16									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
	H	M							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
E	CITY OF NATIONAL CITY				(619)336-4411	VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE ZIP			
1200 NATIONAL CITY BL					NATIONAL CITY	CA 91950			
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
POLICE OFFICER.									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	TAYLOR, K								
CITY STATE ZIP									
W-TYPE RESIDENCE ADDRESS									
13									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
	W	F							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
E	CITY OF NATIONAL CITY				(619)336-4411	VARY	VARY	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE ZIP			
1200 NATIONAL CITY BL					NATIONAL CITY	CA 91950			
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
I.A. INVESTIGATOR									

REPORTING OFFICER ID.  
Scott Shanahan 393

ORIGINAL

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

CORDERO,

W- TYPE RESIDENCE ADDRESS CITY STATE ZIP

13

RESIDENCE PHONE

RACE

H

SEX

F

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS: EMPLOYER (RANK IF MILITARY)

E CITY OF NATIONAL CITY

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V-W ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP  
CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

POLICE DETECTIVE

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

ESTERLY,

W- TYPE RESIDENCE ADDRESS CITY STATE ZIP

06

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS: EMPLOYER (RANK IF MILITARY)

E CITY OF NATIONAL CITY

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V-W ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP  
CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

CRIME SCENE SPECIALIST

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

NAGLE, D

W- TYPE RESIDENCE ADDRESS CITY STATE ZIP

13

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS: EMPLOYER (RANK IF MILITARY)

E CITY OF NATIONAL CITY

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V-W ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP  
CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

POLICE INVESTIGATOR

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

HARWARD, D

W- TYPE RESIDENCE ADDRESS CITY STATE ZIP

16

RESIDENCE PHONE

RACE

H

SEX

M

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS: EMPLOYER (RANK IF MILITARY)

E CITY OF NATIONAL CITY

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V-W ASSIST

Y

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP  
CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

POLICE OFFICER.

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

MILLER, C

W- TYPE RESIDENCE ADDRESS CITY STATE ZIP

16

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS: EMPLOYER (RANK IF MILITARY)

E CITY OF NATIONAL CITY

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V-W ASSIST

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP  
CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

POLICE OFFICER.

REPORTING OFFICER

I.D.

Scott Shanahan

393

ORIGINAL

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

0402879

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W

Springer, K

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

16

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE ID NUMBER

NC 389

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

E NCPD

BUSINESS PHONE

(619)336-4411

DAYS OFF

VARY

WORK HRS.

VARY

V/W ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY  
NATIONAL CITY

STATE ZIP

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS

V/W ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS

V/W ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS

V/W ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS

V/W ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

REPORTING OFFICER

KSpringer

ID.

389

ORIGINAL

CONTINUED N

Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 3 of 3		Case Number 0402879	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E 24TH STREET				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s) 10019844-10019846, 100200							

The 35mm rolls of color film, GSR kit and Sony CD-R disc were all impounded into NCPD's Property and Evidence Locker.

**EVIDENCE:**

**PROPERTY TAG #:**

**DESCRIPTION:**

10019844  
10019845  
10019846  
10020039  
  
10020040

one (1) Sony CD-R compact disc  
two (2) rolls of 35mm Kodak color film, 24-exp. and 36 exp.  
one (1) gunshot residue (GSR) evidence kit  
Envelope received from blood nurse containing hair samples- dry  
and wet secretions- saliva  
Envelope received from blood nurse containing blood

**REPORT COMPLETED 031204/ 1430 HRS**

Reporting Officer CHAVEZ	ID # 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004	Time 16:25
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ORIGINAL

Continued Y

Continued From:  
CRIME.

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Page 2 of 3	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH STREET	City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) involved: Victim		District	Beat 240
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s) I0010844-I0019846, I00200			

wall of the residence. Overall photos and close-ups of the area where the suspect was found were taken. There is a row of shrubs on the property of 631 E. 28<sup>th</sup> Street that separates the residence to the east (621 E. 28<sup>th</sup> Street) and there are also some shrubs in front of the house that partially covers the area where the suspect was found hiding. Photos and measurements were taken (Refer to diagram for further details). The suspect ran east bound from the collision to 631 E. 28<sup>th</sup> Street. The distance from the traffic collision to 631 E. 28<sup>th</sup> Street is approximately 176' and the distance from the sidewalk in front of the residence to the area where the suspect was hiding is approximately 58'.

After Detective Meeks and I completed our measurements, we traveled to UCSD Medical Center to check on the status of one of the suspects (passenger in vehicle) who had been injured in the incident. We met with Officer D. Kerr in the police waiting room of the hospital. There was a female subject, later identified as Maria Urzua, in a secured room. Detective Meeks spoke with Urzua for a few minutes and then he and I went of inquire on the status of the male suspect. Detective Meeks was informed that the subject was undergoing exploratory surgery and would be in surgery for a while. Detective Meeks and I returned to the police waiting room. Urzua was asked to accompany us back to the police station and she agreed. Detective Meeks, Officer Kerr, Urzua, and I traveled back to the station.

At approximately 1730 hours, Detective Meeks requested I photograph the suspect in custody (Richard Ortiz). Ortiz was in the temporary holding cell of the police station and was wearing a white paper suit. Officer M. Gonzalez stated he had photographed the suspect and collected all his clothing and belongings. He informed us that Detective Grande had requested a gunshot residue kit (GSR) be collected from the suspect.

I proceeded to obtain a GSR kit from the Property and Evidence Room and proceeded to obtain the samples from Richard Ortiz.

I then used a 35mm camera to photograph the suspect. Ortiz had several scratches on the back of his right hand. He also had abrasions on the inner right arm and in the area above the right elbow. Ortiz had several red abrasions on his head and red scratches to his upper back area. The injuries were documented with photographs. Please refer to the photographs for further details. Ortiz also had the following tattoos: the right upper arm had "FCW" and "SAN DIEGO" was also tattooed on the right arm. The right hand/ wrist area had "IAX3" and on the left arm he had "Destiny" and "Adelina" tattooed.

Shortly thereafter, the blood nurse (Patti Hodge) from American Forensic Nurses arrived and processed the suspect. (See attached copy of procedures). After processing Ortiz, the nurse handed Detective Meeks and I two (2) sealed and labeled envelopes. The envelopes were immediately impounded into NCPD's Property and Evidence Locker.

Reporting Officer CHAVEZ	ID # 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004	Time 18:25
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ORIGINAL

Continued Y



Continued From: CRIME
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# **San Diego Regional Officer's Report Narrative**

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 3	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim			District	Beat 240
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s) 10019844-10019846, 100200				

## **SUPPLEMENTAL REPORT:**

On 031104 at approximately 1220 hours, Property Evidence Specialist (PES) A. Flores and I arrived at 620 E. 24<sup>th</sup> Street, pursuant to a request from Detective J. Meeks to assist in processing the scene of an officer involved shooting.

Upon our arrival, Detective D. Grande pointed out the location of several bullet casings in the parking lot of the apartment complex (Royal Apartments) and requested we place something over the casings to protect them. PES Flores and I obtained tent markers and placed them over the casings. A total of nine (9) cases were located in the parking lot. The suspect involved in the incident was still at large and believed to be in the general area. A search for the suspect was being conducted and therefore PES Flores and I waited for further direction.

At approximately 1229 hours, the suspect was apprehended in the yard of the residence at 631 E. 28<sup>th</sup> Street. Subsequently, Sgt. R. Triviz held a briefing and Detective Grande was assigned Case Agent. We were informed that three (3) scenes would need to be documented/ processed. Scene #1 included the parking lot adjacent to 620 E. 24<sup>th</sup> Street, where the bullet casings were located. Scene #2 included the corner of E. 28<sup>th</sup> Street and F Avenue, where the suspect vehicle had collided with another vehicle, and Scene #3 included the residence where the suspect had fled to, and ultimately apprehended (631 E 28<sup>th</sup> Street). Detective Grande handed out assignments and requested Detective Meeks and I process the scene where the suspect had been apprehended. Scene #1 was assigned to Detective K. Gelskey and PES Flores and Scene #2 (traffic collision) was assigned to Traffic Division Officers.

Detective Meeks and I started walking south toward 631 E. 28<sup>th</sup> Street from F Avenue and 24<sup>th</sup> Street. As we approached Scene #2 (28<sup>th</sup> Street and F Avenue), Detective Meeks requested I take overall photos of the area to document where the suspect had fled from the scene of the collision. Using the Sony Mavica digital camera, I photographed the general area. The two (2) vehicles involved in the collision were at the corner of E. 28<sup>th</sup> Street and F Avenue. The suspect vehicle was a 1986, blue, 4-door, [REDACTED] bearing California license-[REDACTED] and the second vehicle was a 1981, gold, 2-door, [REDACTED] bearing California license [REDACTED]. The front passenger side door of the [REDACTED] was open and there was debris around the vehicle. There was some clothing and pair of black athletic shoes on the driveway west of the vehicle. There was a red stain on the ground next to the front passenger door and there was also a red stain near the bundle of clothing. There was what appeared to be a trail of rubber particles directly behind the rear, passenger side tire.

After obtaining overall photographs, Detective Meeks and I walked east on 28<sup>th</sup> Street. As we approached the fourth house on the south side of the street, Detective Meeks requested I photograph the residence (631 E. 28<sup>th</sup> Street) and explained that the suspect had been located hiding in the tall grass adjacent to the west

Reporting Officer CHAVEZ	ID # 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004	Time 16:25
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ORIGINAL

Continued Y

Continued From: CRIME
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San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/16/2004	Page 1 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH AVEUNE	City NATIONAL CITY	Day of Week TUE	Time
Person(s) Involved: Victim	District	Beat 240	
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s) I0019854			

**SUPPLEMENTAL REPORT:**

On 031604 at approximately 0915 hours, Officer D. Geidel requested my assistance in reference to an additional victim involved in the traffic collision/OIS incident that occurred on 031104. Officer Geidel explained that the victim, [REDACTED], had sustained injuries, however they had not been documented. Officer Geidel stated he had obtained her statement and wanted me to photograph the injuries and obtain a medical release form if possible.

At approximately 1000 hours, I arrived at [REDACTED] (rear studio) and contacted [REDACTED] date of birth: [REDACTED]. [REDACTED] stated her mother was at work and explained that she was alone but a family friend was on her way. Upon my arrival, [REDACTED] was wearing a white T-shirt and had a blue towel wrapped around her waist. She appeared to be in discomfort and moved very slowly and cautiously.

Using the Sony CD Mavica digital camera, I proceeded to photograph her injuries with and without a ruler. [REDACTED] had abrasions and cuts to the back of her left hand as well as the left inside wrist and left elbow area. She had a large, approximately 2" diameter circular abrasion on her left knee that was very red/bloody and appeared inflamed and possibly infected. [REDACTED] had a large bruise on her left upper thigh that extended toward the front of her leg. The bruise was red, purple and yellow in color. The right thigh also had a large purple and yellow bruise, however this side had abrasions that appeared to be a few days old. The lower right leg had abrasions that also appeared to be a few days old. [REDACTED] had abrasions on her right ankle bone and left toe area. Please refer to photographs for further detail.

[REDACTED] told me she was experiencing back pain and elbow pain during certain movements. I examined her back and did not see any visible injuries, however it was clear [REDACTED] was having a difficult time walking and moving about. Her movements were slow and very deliberate.

I handed [REDACTED] a Medical Release Form and advised her that her mother would also need to sign the form. I left the form at her residence and informed her I would attempt to pick it up on Wednesday (031704). I advised [REDACTED] to obtain medical attention as soon as possible for the knee abrasion and she stated she had an appointment at the clinic on Friday (031904).

The Sony CD-R compact disc was later impounded into NCPD's Property and Evidence Locker.

On 031804 at approximately 1400 hours, I contacted [REDACTED] via telephone to inquire whether her mother had signed the Medical Release Form. [REDACTED] stated it had not been signed and I explained to her the importance of providing us with a release of medical records. I asked [REDACTED] to please have her mother sign the form this evening and advised her that my partner would pick it up. I subsequently learned from my

Reporting Officer CHAVEZ	ID # 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004	Time 16:25
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ORIGINAL

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Continued From:  
CRIME

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/16/2004	Page 2 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH AVEUNE		City NATIONAL CITY	Day of Week TUE	Time
Person(s) Involved: Victim		District	Beat 240	
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s) 10019854				

partner that when she contacted [REDACTED] at approximately 2000 hours, she was told that the mother did not want to sign the Medical Release Form.

EVIDENCE:

Property Tag #:

Description:

10019854

one Sony CD-R compact disc

REPORT COMPLETED 031704/ 1030 HRS

Reporting Officer CHAVEZ	ID # 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004	Time 16:25
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ORIGINAL

Continued Y

Continued From: CRIME
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# **San Diego Regional Officer's Report Narrative**

Code Section And Description (one incident only) PC / 187*684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH ST.		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, DAN			District	Beat 240
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s) 10020028-10020038				

## **SUPPLEMENTAL REPORT:**

On 031104 at 1353 hours, I arrived at 631 E. 28<sup>th</sup> St. pursuant to CRIME SCENE SPECIALIST (CSS) CHAVEZ'S request. Upon my arrival, DETECTIVE MEEKS and CSS CHAVEZ briefed me regarding the incident. DETECTIVE MEEKS requested that I use a metal detector to search for a possible weapon on the west side of 631 E. 28<sup>th</sup> St. where the suspect (RICHARD ORTIZ) was taken into custody. CSS CHAVEZ and I searched the area for a possible weapon, but were unable to locate any weapon.

ORTIZ had apparently crashed a 1986 [REDACTED] (CA [REDACTED]) into a 1981 [REDACTED] (CA/ [REDACTED]) at the corner of 28<sup>th</sup> St. and F Avenue. DETECTIVE MEEKS requested that I photograph the scene of the crash with a 35mm camera. Using (3) rolls of 36-exposure color film, I took overall photographs of the scene and the exterior of each vehicle. I also took overall photographs of the interior front and rear seats of the [REDACTED]. I took close up photographs of the damage to each vehicle, and what appeared to be bullet holes on the [REDACTED]. In addition, I took overall and close up photographs of evidence items on the ground near the vehicles.

I placed crime scene markers next to each item of evidence, and again took overall and close up photographs of the scene and each item of evidence. I then took overall photographs of the area leading from the crash to the location where ORTIZ was taken into custody at 631 E. 28<sup>th</sup> St. I later impounded (3) rolls of 36-exposure color film into NCPD'S Property and Evidence Locker.

Once I finished photographing the scene, I began collecting each item of evidence. The evidence items I collected (with the exception of the unknown metal object), were located on the Sweetwater High School driveway at the southwest corner of the intersection of E. 28<sup>th</sup> St. and F Avenue. The evidence items I collected included (1) unknown metal object (located on the ground north of the [REDACTED]), (1) woman's left shoe (located west of the rear passenger tire of the [REDACTED]), (1) sample and (1) control of red stain (located west of the front passenger tire of the [REDACTED]), (1) pair of men's black sneakers and dark gray/black socks (located on the southwest corner of the driveway), (1) sample and (1) control of red stain (located west of the [REDACTED] on the driveway), (1) black, hooded jacket (located on the southwest corner of the driveway), (1) black nylon shirt (located on the southwest corner of the driveway), (1) pair of black pants (located on the southwest corner of the driveway), and (1) woman's right shoe (located on the driveway just south of the [REDACTED]). I later impounded the unknown metal object, each of the woman's shoes, and the pair of men's shoes and socks into NCPD'S Property and Evidence Locker.

I placed the (2) samples and (2) control swabs of the red stain in the Dry Fast Swab Dryer at NCPD for 30 minutes before impounding them into NCPD'S Property and Evidence Locker.

I searched the (1) black, hooded jacket and (1) pair of black pants for possible property inside the pockets. I found (1) wallet, (1) pocketknife, (1) book of matches and (1) pager inside the left front pocket of the pants. There was a California identification card (CA [REDACTED]) belonging to [REDACTED] inside of the wallet. I made a copy of

Reporting Officer JESTERLY	ID # 7644	Division PATROL	Approved By D. J. Grande	Date of Report 03/17/2004	Time 17:30
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ORIGINAL

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Continued From: CRIME
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# **San Diego Regional Officer's Report Narrative**

Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Page 2 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH ST.	City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, DAN	District	Beat 240	
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s) I0020028-I0020038			

the identification card and attached it to this report. I later impounded the contents of the left pant pocket into NCPD'S Property and Evidence Locker.

I later placed the (1) black, hooded jacket, (1) pair of black pants, and (1) black, nylon shirt in the Drying Room at NCPD. Each item of clothing had red stain on it, after the clothing has had time to dry, I will impound each item into NCPD'S Property and Evidence Locker.

## **EVIDENCE:**

<u>Property Tag #:</u>	<u>Description:</u>	<u>Evidence Item #:</u>
I0020028	(1) Unknown metal object	1
I0020029	(1) Woman's left shoe	2
I0020030	(1) Sample, (1) control red stain	3
I0020031	(1) Pair of men's sneakers & socks	4
I0020032	(1) Sample, (1) control red stain	5
I0020033	(1) Hooded, black jacket	6a
I0020034	(1) Black, nylon shirt	6b
I0020035	(1) Pair of black pants	6c
I0020036	(1) Woman's right shoe	7
I0020037	(1) Wallet, (1) pocketknife, (1) book of matches, (1) pager	NA
I0020038	(3) Rolls of 36-exposure color film	NA

REPORT COMPLETED AT 2054 HOURS ON 031104.

END OF REPORT

Reporting Officer JESTERLY	ID # 7644	Division PATROL	Approved By D. J. Grande	Date of Report 03/17/2004	Time 17:30
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ORIGINAL

Continued Y

**San Diego Regional  
Officer's Report  
Narrative**

Continued From:  
CRIME

Code Section And Description (one incident only) PC / 187'684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 1	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH ST.		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, DAN		District	Beat 240	
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s) I0020033-20035				

**SUPPLEMENTAL REPORT:**

On 031704 at 2116 hours, I removed (1) black hooded jacket, (1) black, nylon shirt and (1) pair of black pants from the NCPD Dry Room and impounded them into NCPD'S Property and Evidence Locker.

**EVIDENCE:**

<u>Property Tag #:</u>	<u>Description:</u>
I0020033	(1) Black hooded jacket
I0020034	(1) Black nylon shirt
I0020035	(1) Pair of black pants

**REPORT COMPLETED AT 2125 HOURS ON 031704.**

**END OF REPORT**

Reporting Officer JESTERLY	ID # 7644	Division PATROL	Approved By D. J. Grande	Date of Report 03/17/2004	Time 21:26
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**ORIGINAL**

Continued N

# PHONE CALL

NAME Grande DATE 7/12/04 TIME 10:58 A.M. P.M.

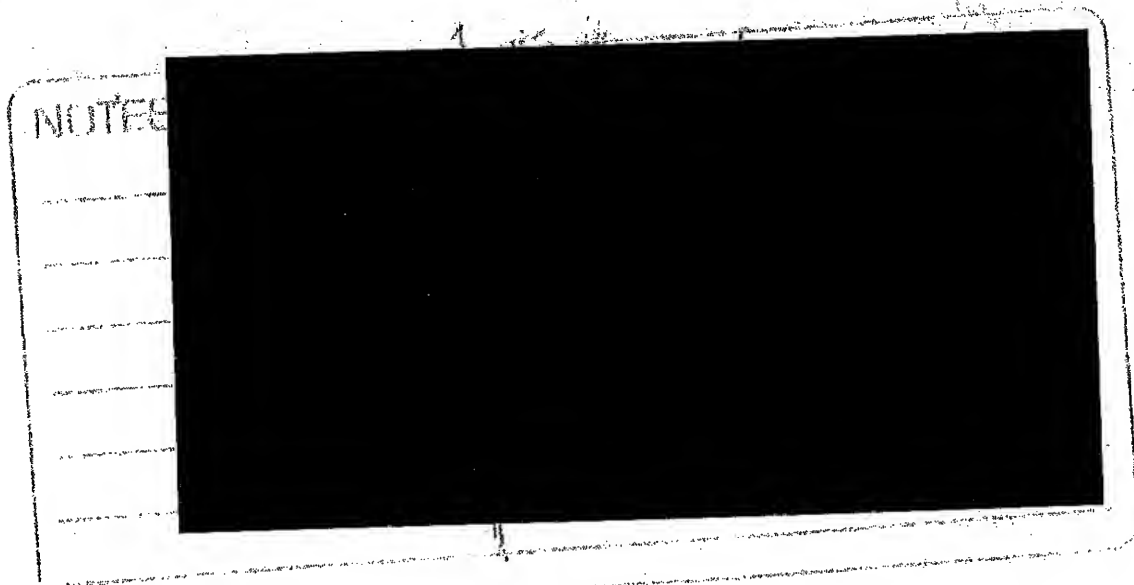
PHONE NUMBER [REDACTED] 402679-015

☐ FAX ☒ MOBILE  
AREA CODE [REDACTED] NUMBER [REDACTED] EXTENSION [REDACTED]

AGE [REDACTED]  
reason of release of his  
records Benz. Pls call

<input checked="" type="checkbox"/>	PHONED
<input type="checkbox"/>	RETURNED YOUR CALL
<input checked="" type="checkbox"/>	PLEASE CALL
<input type="checkbox"/>	WILL CALL AGAIN
<input type="checkbox"/>	CAME TO SEE YOU
<input type="checkbox"/>	WANTS TO SEE YOU

FORM 400





# VEHICLE IMPOUND CONTROL FORM

SECTION #1

LICENSE CA STATE CA NUMBER [REDACTED]

CASE NO. 04 2679 DATE 3/11/04 TIME 1445 VIN 173377

VEH. DESC. 86 YEAR 86 MAKE [REDACTED] ENGINE NO., IF MOTORCYCLE [REDACTED]

AUTHORITY FOR IMPOUND: ☒ ARREST ☐ STOLEN ☐ ABANDONED ☐ PARKING VIOLATION

☒ CRIMINAL INVESTIGATION OTHER 22655.3

SPECIAL HOLD: YES ☐ NO ☐ SPECIAL INSTRUCTIONS E. 28th

IMPOUND LOCATION 1000 IMPOUND OFFICER GIEDER/PET

TOW COMPANY ☐ MOYNAHAN TOWING, 3200 NATIONAL CITY BLVD., NATIONAL CITY 610-477-9362

☒ ROAD 1 TOWING (858) 492-5252

☐ OTHER [REDACTED]

SECTION #2

RELEASE AUTHORIZATION

THE NATIONAL CITY POLICE DEPARTMENT AUTHORIZES RELEASE OF THE ABOVE DESCRIBED VEHICLE TO:

REGISTERED/LEGAL OWNER, OR AGENT [REDACTED] SIGNATURE OWNER/AGENT [REDACTED] ID SHOWN [REDACTED]

RELEASE AUTHORIZED BY: GRAND #241 DATE 07/13/04 TIME [REDACTED]

ATTENTION OWNER/AGENT: FAILURE TO REMOVE THIS VEHICLE FROM STORAGE MAY RESULT IN DISPOSAL OF THE VEHICLE, AS AUTHORIZED BY STATE OF CALIFORNIA VEHICLE CODE.

SECTION #3

ESTIMATED VALUE: \_\_\_\_\_ ESTIMATED BY (PER SECTION 22670 CVC) \_\_\_\_\_ DATE \_\_\_\_\_

☐ \$100 OR LESS ☐ OVER \$100, BUT \$1,000 OR LESS ☐ OVER \$1,000

DISTRIBUTION - WHITE: TOW COMPANY YELLOW: FILE PINK: REGISTERED/LEGAL OWNER

07/14/04 AF

called to REMIND him to  
pick up VET. He said he  
will be there to pick  
up VET.

07/15/04

NO SHOW

[REDACTED]

[REDACTED]

2

NATIONAL CITY POLICE DEPARTMENT  
CRIME LAB WORK REQUEST

DATE: 051404 PERSON REQUESTING: FLORES / DET. GELSKY  
CASE # 0402679 TAG # SDSO# 04001391 T  
ITEMS SUBMITTED: NEED TRAJECTORY DONE ON VEH. AT  
NCPD  
WORK REQUESTED: \_\_\_\_\_

.....LAB PERSONNEL ONLY.....  
PES \_\_\_\_\_  
CADET \_\_\_\_\_ PROCESSING DATE: \_\_\_\_\_  
CSS \_\_\_\_\_

PROCESS USED/RESULTS: \_\_\_\_\_  
\_\_\_\_\_

DISPOSITION OF EVIDENCE: \_\_\_\_\_



San Diego Sheriff's Department  
CRIME LABORATORY  
5255 Mt. Elna Dr. San Diego, CA 92117 (858) 467-4600



CRIME SCENE INVESTIGATION REPORT

REQUESTED BY:	Det. Grande	SDSD #:	04001391T
AGENCY / DIVISION:	National City PD / Investigations	AGENCY #:	0402679
SUSPECT (S):	Ortiz, Richard	CRIME:	OIS
VICTIM (S):	Miller & Harward (Officers)	CRIME DATE:	3/11/04

SERVICE REQUESTED

Vehicle trajectory determination.

EVIDENCE EXAMINED

[REDACTED], CA License Plate [REDACTED]

EXAMINATION

The above vehicle was examined in the National City Police Department's Impound Garage area on 3/30/04 for the purpose of documenting bullet impacts and determining the associated trajectories.

Multiple impacts and their associated trajectories were determined to be present, these trajectories are identified as "Trajectories 1 - 6" and are described below. Angles in the horizontal plane are measured from a "front" to "rear" direction from the vehicle's axis. All angles are considered approximate. See Diagram 1. Significant body damage is present primarily in the area of the vehicle's front end. The hood is damaged and has been removed, the passenger side forward seat has also been twisted out of alignment and can no longer be properly positioned. The determined trajectories and measurements have been extrapolated as possible and reported as they would correspond to an undamaged vehicle.

Note: The identified trajectories establish the relative positions of the firearm and vehicle at the instant of discharge. Variables such as street topography, vehicle suspension dynamics, firearm height, vehicle movement, or supplementary evidence have not been considered for the purposes of this report. Additional information would be required should an attempt be made to accurately position the shooters relative to the vehicle and the surrounding environment at the time of discharge.

Trajectory 1

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the hood moving generally from front to rear and right to left. After perforating the hood, this projectile perforates the radiator overflow hose, a wiring harness, and the firewall within the engine compartment. Approximate angle of this trajectory is 30 degrees from the vehicle axis. See Diagrams 1, 2.

ATH  
RD

**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY**  
**FIREARMS ANALYSIS UNIT**  
**CASE NUMBER 04001391T**  
(continued)

**Trajectory 2**

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the hood moving generally from front to rear and right to left. Approximate angle of this trajectory is 35 degrees from the vehicle axis. See Diagrams 1, 2.

**Trajectory 3**

This projectile originates on the passenger side of the vehicle, it impacts and perforates the windshield at the intersection of the windshield and the dash moving from outside to inside and generally from front to rear and right to left. After perforating the windshield, the projectile enters the top of the dash and then exits from the front of the dash. The projectile continues on to impact the steering wheel. The steering wheel impact is located on the left side of the cross piece when viewed from the driver's seat with the wheel in a neutral/"straight ahead" orientation. See Diagrams 1, 2, 3. The steering wheel impact aligns with the trajectory through the windshield and dash by rotating the steering wheel clockwise (right) approximately 130 degrees or counter clockwise (left) approximately 230 degrees. Approximate angle of this trajectory is 22 degrees from the vehicle axis.

**Trajectory 4**

This projectile originates on the passenger side of the vehicle, it impacts and perforates the glass of the rear passenger side door window. The projectile then impacts the side of the forward passenger seat headrest, perforates, and then exits through the face/forward surface of the headrest. Projectile travel is from outside to inside and generally from rear to front and right to left. Approximate angle of this trajectory is 115 degrees from the vehicle axis. See Diagrams 1, 2.

**Trajectory 5**

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the passenger side rear quarter panel. The projectile then impacts the rear facing surface of the passenger side rear door. Projectile travel is generally from rear to front and right to left. Approximate angle of this trajectory is 160 degrees from the vehicle axis. See Diagrams 1, 2.

**Trajectory 6**

This projectile originates on the driver side of the vehicle, it impacts and penetrates the sheet metal of the roof above the driver side rear door window. Projectile travel is generally from rear to front and left to right. Approximate angle of this trajectory is 120 degrees from the vehicle axis. See Diagrams 1, 2.

LTY  
AD

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY  
FIREARMS ANALYSIS UNIT  
CASE NUMBER 04001391T  
(continued)

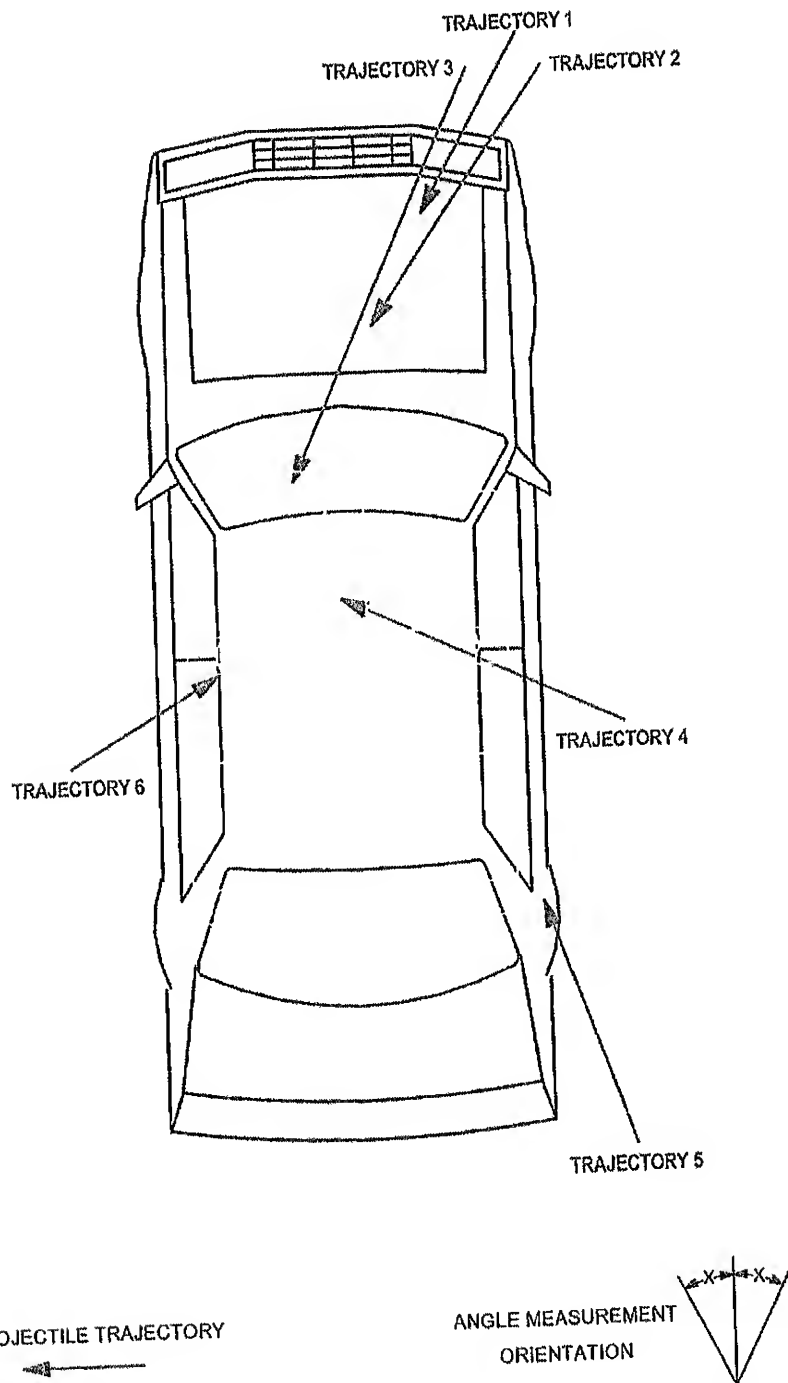


Diagram 1. Determined Trajectories: [REDACTED] - CA [REDACTED] (Not to Scale)

KTM  
AD

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY  
FIREARMS ANALYSIS UNIT  
CASE NUMBER 04001391T  
(continued)

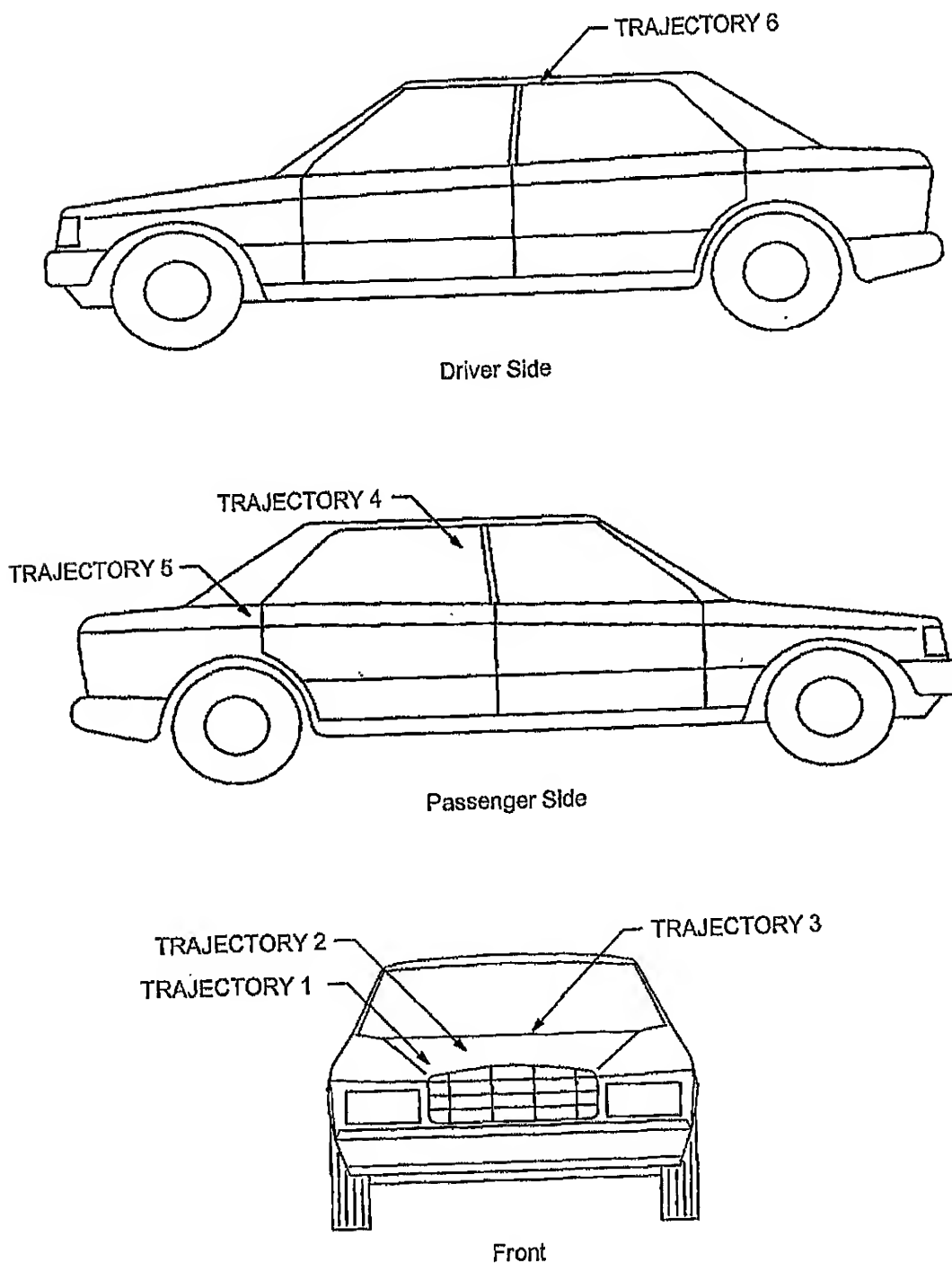
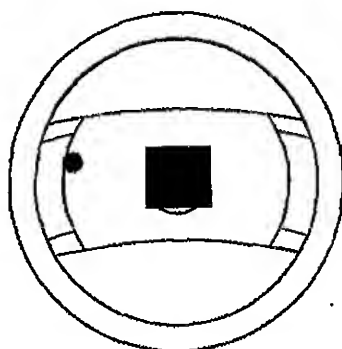


Diagram 2. Initial Impacts to Vehicle Exterior

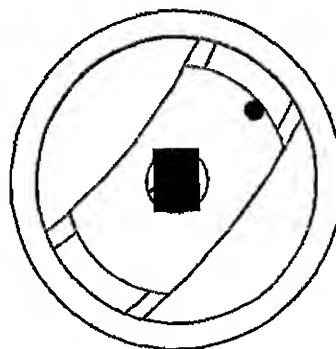
(Not to Scale)

NTM  
RD

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY  
FIREARMS ANALYSIS UNIT  
CASE NUMBER 04001391T  
(continued)



Neutral Orientation



Rotated Alignment Orientation

Diagram 3. Location of Steering Wheel Impact and Alignment Position with Trajectory 3.  
(Not to Scale)

*Additional Observations:*

The four (4) vehicle tires appear to be properly inflated.

The windshield is intact with one (1) impact present, this impact is associated with Trajectory 3.

The rear window is intact.

The driver side front and rear door windows are in the down position and are intact.

The passenger side front door window is in the down position and is intact.

The passenger side rear door window is in an approximately  $\frac{3}{4}$  up position. The glass window fragments are held in place by a layer of tinting material adhering to the inside surface of the window. One (1) impact is present which is associated with Trajectory 4.

No projectile evidence was collected as part of the vehicle trajectory examination.

**CONCLUSIONS**

The subject vehicle exhibits multiple projectile impacts which are associated with six (6) trajectories. These trajectories are represented in Diagrams 1 and 2 and are detailed in the examination section.

The presence of open windows on opposing sides allows for the possibility of a projectile passing through the passenger compartment without impacting the vehicle structure.

KTM  
AD



SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY  
FIREARMS ANALYSIS UNIT  
CASE NUMBER 04001391T  
(continued)

The determined trajectories are assumed to have been produced prior to the observed vehicle crash damage and are reported as they would correspond to an undamaged vehicle.

At the time the projectile associated with Trajectory 3 impacted the steering wheel, the wheel was turned to the right/left sufficiently to align with the determined trajectory.

Detailed notes of the examination are maintained at the Sheriff's Crime Laboratory and are available upon request.

*Lance T. Martini* 2/2/04  
LANCE T. MARTINI Date  
CRIMINALIST II # 9280

*Anthony S. Demaria* 2/5/04  
ANTHONY S. DEMARIA Date  
CRIMINALIST II # 9791  
Technical review

*Celia Lukomski* 7/7/04  
CELIA LUKOMSKI Date  
SUPERVISING CRIMINALIST # 9050  
Administrative review

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPSD CASE # 0402679 DATE 08 20 04  
OFFICER'S NAME / ID # TRINZ / GRANDE

<input type="checkbox"/>	EVIDENCE	<input type="checkbox"/>	FOUND	<input type="checkbox"/>	HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/>	SAFEKEEPING	<input type="checkbox"/>	DV HOLD	<input type="checkbox"/>	SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER
MAILING ADDRESS:			
STREET#		APT#	CONTACT PHONE NUMBER
CITY:		STATE:	ZIP CODE:
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)		SERIAL #
I20187	Pistol CAL		
I20188 - I20192	All Ammo & Mag		

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND. THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE: \_\_\_\_\_

DATE 8/20/04

PROPERTY RELEASED TO: \_\_\_\_\_

DATE 8/27/04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 0402679  
OFFICER'S NAME / ID # TRIVIZ / GRANDE

DATE 082004

<input type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND	<input type="checkbox"/> HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> DV HOLD	<input type="checkbox"/> SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
-----------	-------	--------	---------------------

## OWNER OF PROPERTY:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
-----------	-------	--------	---------------------

MAILING ADDRESS:	CONTACT PHONE NUMBER ( )
------------------	-----------------------------

STREET#	APT#	( )
---------	------	-----

CITY:	STATE:	ZIP CODE:
-------	--------	-----------

## DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #
I20175	██████ PISTOL ██████ AL	
I20176-I20179	ALL AMMO & MAGAZINE	

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE X [Signature]

DATE X 082004

PROPERTY RELEASED TO: [Signature]

DATE 8-23-04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

# SAN DIEGO REGIONAL ARREST / JUVENILE CONTACT REPORT

REPORT

ARRESTEE CRIME

ARRESTEE DESCRIPTION

## DETENTION ONLY

WARRANT  
None

AGENCY  
NCPD

ARJIS ASSISTED ?

N

PAGE

1 OF 3

AGENCY NUMBER

0402679

SDSD BOOKING NUMBER

CITATION NUMBER

ARREST DATE TIME  
03/11/2004 11:50

BEAT/DISTRICT  
246

RELATED REPORTS (TYPE, NUMBER)

ADDNL CHGS

ADULT RELEASES

N

B-1

CHARGE(S)

187\*684 / PC / ATTEMPTED MURDER/DEGREE UNSPEC

PERSON ARRESTED (L, F, M)

URZUA, MARIA TERESA

NICKNAME

D.O.B.

P.O.B.

12/24/1980

RACE  
H

SEX  
F

AGE  
43

HEIGHT  
5'04"

WEIGHT  
135

BUILD  
NORM

HAIR  
BLK

EYES  
BRO

ALIAS/MAIDEN NAME (L, F, M)

ARRESTEE'S ADDRESS

CITY

NATIONAL CITY

STATE ZIP

CA 91950

EMPLOYER/SCHOOL

NA

MILITARY

N

OCCUPATION/RANK

NA

HOME PHONE

BUSINESS PHONE

CITY

STATE ZIP

BUSINESS OR MILITARY ADDRESS

EMERGENCY CONTACT/NEXT OF KIN (L, F, M)

EMERGENCY ADDRESS

CITY

NATIONAL CITY

STATE ZIP

CA 91950

HOME PHONE

IS SUBJECT A SUSPECTED  
USER OF NARCOTICS/DRUG ?

N

INTERPRETER  
REQUIRED ?

N

LANGUAGE

SUSPECT'S RELATION TO VICTIM(S)

LOCATION OF ARREST

600 E 28TH ST

CITY

NATIONAL CITY

LOCATION OF OFFENSE

620 E 24TH ST

CITY

NATIONAL CITY

OFFENSE DATE OFFENSE TIME  
03/11/2004 11:50

CITIZEN  
ARREST ?

ARRESTING OFFICER  
N D KERR

I.D.  
387

ADMONISHED BY

I.D.

DID YOU UNDERSTAND EACH OF THESE RIGHTS THAT I HAVE EXPLAINED TO YOU ?

HAVING IN MIND AND UNDERSTANDING YOUR RIGHTS AS I HAVE TOLD YOU, ARE YOU WILLING TO TALK WITH US ?

STATEMENT

## IDENTIFICATION NUMBERS

DRIVER'S LICENSE NO.

STATE

CA

SOCIAL SECURITY NO.

FBI NO.

CH NO.

OTHER I.D.

TYPE

FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, ETC.)

CLOTHING DESCRIPTION  
SHIRT, BLUE JEANS.

SUSPECT YEAR  
VEHICLE 1986

MAKE

MODEL

COLOR / COLOR  
BLUE

BODY TYPE  
4 DOOR

LICENSE NO.

STATE

CA

ADDITIONAL VEHICLE IDENTIFIERS (CHROME, DAMAGE, ETC.)

VIN NUMBER

DISPOSITION OF VEHICLE  
TOWED

REGISTERED OWNER (L, F, M)

REGISTERED OWNER'S ADDRESS

CITY

SAN DIEGO

STATE

CA

ZIP

92105

DISPOSITION OF EVIDENCE

PROPERTY TAG NOS.

REPORTING OFFICER

D KERR

REPORT APPROVED

D. J. Grande

I.D.

387

DIVISION

NPT

REPORT DATE

03/11/2004

TIME

20:36

BOOKING APPROVED

I.D.  
249

AGENCY NUMBER  
0402679

C O M P A N Y	COMPANION'S NAME (L, F, M)		CITY		STATE	ZIP
	ADDRESS		SPRING VALLEY		CA	91978
	PHONE	RACE W	SEX M	D.O.B.	ARRESTED N	ADDITIONAL COMPANIONS LISTED N
V I C /	VICTIM/WITNESS' NAME (L, F, M)		CITY		STATE	ZIP
	STATE OF CALIFORNIA,					
	RESIDENT ADDRESS		CITY		STATE	ZIP
	BUSINESS ADDRESS					
W I T .	V	HOME PHONE	BUSINESS PHONE	RACE	SEX	D.O.B.
					ADDITIONAL VIC/WIT. LISTED	N
J U V E N I L E	FATHER/STEPFATHER'S NAME (L, F, M)				HOME PHONE	
	FATHER/STEPFATHER'S ADDRESS				BUSINESS PHONE	
	CITY		STATE		ZIP	
M O T H E R /	MOTHER/STEPMOTHER'S NAME (L, F, M)				HOME PHONE	
	MOTHER/STEPMOTHER'S ADDRESS				BUSINESS PHONE	
	CITY		STATE		ZIP	
S C H O O L	SCHOOL		GRADE	LIVES WITH		
P A R E N T S	PARENTS NOTIFIED BY WHOM AND HOW		DATE	TIME	RELEASE DATE	RELEASE TIME
	FIELD DISP.		ATTITUDE OF PARENTS / GUARDIAN			
	ATTITUDE OF JUVENILE					
O N L Y	DET. DISPO:		<input type="checkbox"/> Refer Court/Prob <input type="checkbox"/> Dept. Diversion <input type="checkbox"/> Counsel/Informal <input type="checkbox"/> Other:			
ADDITIONAL CHARGES						

C I T I Z E N	I have arrested:					
	I know that pursuant to Section 849 of the Penal Code of the State of California, it is necessary for me to sign a complaint stating the charge against the prisoner, which complaint must be made before a magistrate, and I agree to sign said complaint and appear in said matter without delay.					
	Date: _____ Computer generated form, signature is not obtained; disclaimer read to the citizen.					
	ARRESTING CITIZEN (L, F, M) PRINT					
A R R E S T	CITY		STATE	ZIP		
	RESIDENT ADDRESS		CITY	STATE	ZIP	
	BUSINESS ADDRESS					
	HOME PHONE	BUSINESS PHONE	RACE	SEX	D.O.B.	

A D U L T - M I S D O N L Y	Check each reason for not releasing the subject with a written notice to appear.					

ORIGINAL

Continued From:  
ARR/JUV. CON.

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) 187*664 / PC / ATTEMPTED MURDER/DEGREE UNSPEC		Date 03/11/2004	Page 3 of 3	Case Number 0402679	
Location Of Incident (Or Address) 620 E 24TH ST		City	Day of Week THU	Time 11:50	District Beat
Person(s) Involved: Victim STATE OF CALIFORNIA,					
Suspect (If Named) URZUA, MARIA TERESA					
Property Tag No.(s)					

SEE THE OFFICER SUPPLEMENTAL FOR NARRATIVE.

Reporting Officer D KERR	ID # 387	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 20:36
-----------------------------	-------------	-----------------	-----------------------------	------------------------------	---------------

ORIGINAL

Continued N

# SAN DIEGO REGIONAL CRIME / INCIDENT REPORT

CRIME

BEAT 246	DISTRICT	DATE 03/11/2004	DAY OF WEEK Thu	PAGE 1 OF 6	CASE NUMBER 0402679
-------------	----------	--------------------	--------------------	----------------	------------------------

CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

PC / 664 / ATTEMPT QUALIFIER

LOCATION OF INCIDENT (OR ADDRESS)

620 E 24TH ST

CITY

NATIONAL CITY

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- Harward, D

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

16

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

O

M

NC

388

N

STATUS EMPLOYER (RANK IF MILITARY)

E National City Police Department

BUSINESS PHONE

(0336-4411

DAYS OFF

VARY

WORK HRS.

VARY

VW ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY

NATIONAL CITY

STATE ZIP

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

School Resource Officer

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W- Miller, C

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

16

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO  
VICTIM / SUSPECT

O

M

NC

413

N

STATUS EMPLOYER (RANK IF MILITARY)

E National City Police Department

BUSINESS PHONE

(0336-4411

DAYS OFF

VARY

WORK HRS

VARY

VW ASSIST

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY

NATIONAL CITY

STATE ZIP

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

Patrol Officer

TOTAL # OF WITNESSES AT CRIME: 4 PLACE OF ATTACK: 4. Lot/Park/Yard

DESCRIPTION OF SURROUNDING AREA 1. Residential

SPECIFY: VEHICLE	HOW USED: HIT
SPECIFY:	HOW USED:

M.O. INFORMATION

TYPE OF STRUCTURE

POINT OF ENTRY

SECURITY USED

SUSPECT ACTIONS

Residential

0. N/A

0. N/A

17. FORCED VICTIM TO  
MOVE

19. GANG RELATED

22. INFLICTED INJURY

55. USED STOLEN VEHICLE

1. APT/CONDO

0. N/A

0. N/A

TARGET(S)

11. PERSON

TYPE LOCK ATTACKED

0. N/A

VICTIM INJURED: N	EXTENT OF TREATMENT:	SIC: YES ?	ID #	DETECTIVE(S) ASSIGNED	DIVISION
REPORTING OFFICER	ID #	DIVISION	APPROVED BY	ID #	
GRANDE	249	INV	D. J. Grande	249	
DATE AND TIME OF REPORT	DATE	TIME	CASE STATUS	AGENCY	CRIME TYPE
DATE: 03/13/2004	TIME: 17:55		Priority A	NCPD	PC / 664

ARJIS-2 (REV 7-91)

ORIGINAL

PROPERTY	ITEM NO.	ARTICLE NAME	STOLEN REC'D	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION	VALUE
	1							
	2							
	3							
	4							

## ARRESTED SUSPECT #1 (LAST FIRST, MIDDLE)

Y Ortiz, Richard

NICKNAME/AKA

Joker-Iris Ave

SUSPECT'S ADDRESS

ID TYPE

ID NUMBER

CITY

STATE ZIP

PHONE	RACE	SEX	AGE	DOB	HT.	WT.	BUILD	HAIR COLOR	EYE COLOR
	H	M	22	10/12/1981	5'10"	200	FAT	BLK	BRO

ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)

IAX3 Rt. Hand-Sur Rt. Arm-"FCW" RI Arm

SUSPECT'S CLOTHING

Black Beanie/Baby Blue Baggle Shrt/Dark Pants

HAIR LGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE
1. BALD	8. STRAIGHT	4. GOATEE	1. ACNE	1. CASUAL	3. CALM	1. ACCENT	5. MEDIUM
2. FINE		6. MUSTACHE	5. MEDIUM				

SUSPECT (S)

SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR	TYPE	LICENSE NO.	LIC STATE
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)				VIN	VEHICLE IMPOUND	TOWING COMPANY	

EVIDENCE OBTAINED	2. OTHER PRINTS	3. WEAPON/TOOLS	4. VEHICLE	5. PHOTOS	6. HAIR	7. STAINS	8. BLOOD/SEMIEN
----------------------	-----------------	-----------------	------------	-----------	---------	-----------	-----------------

SEE INVESTIGATION ADDENDUM FOR DETAILS

TAG NOS

0000000

ADDITIONAL OFFENSES: PC / 187 / MURDER; VC / 2800.3.F / WILLFUL FLIGHT WITH INJURY OR; VC / 20001(A) / HIT AND RUN DEATH OR INJURY;

HEADINGS: CRIME DESCRIPTION- VICTIM(S) STATEMENT, OFFICER'S STATEMENT / INVESTIGATION: EVIDENCE/DISPOSITION: WITNESS STATEMENT / WITNESS CHECKS. INJURIES / PROPERTY DAMAGE

NARRATIVE

officer assault:

OAK ZZ

Number Officers

0

Activity when assault occurred:

Number Officers  
without personal injury

0

ARSON

ARSON TYPE

DESCRIPTION

CONTENT LOSS \$

.00

STRUCT LOSS \$

.00

ABANDON

N

CONTINUED

Y

ORIGINAL



**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

3 OF 6

0402879

LOCATION OF INCIDENT (OR ADDRESS)

620 E 24TH ST

CITY

NATIONAL CITY

BEAT

246

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-NAME: Harward, D

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

16

RESIDENCE PHONE

RACE

O

SEX

M

DATE OF BIRTH

ID TYPE

NC

ID NUMBER

388

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS

EMPLOYER (RANK IF MILITARY)

E National City Police Department

BUSINESS PHONE

(336-4411

DAYS OFF

VARY

WORK HRS.

VARY

VW ASSIST

N

CITY

NATIONAL CITY

STATE ZIP

CA 91950

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

School Resource Officer

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-NAME: Miller, C

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

16

RESIDENCE PHONE

RACE

O

SEX

M

DATE OF BIRTH

ID TYPE

NC

ID NUMBER

413

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS

EMPLOYER (RANK IF MILITARY)

E National City Police Department

BUSINESS PHONE

(336-4411

DAYS OFF

VARY

WORK HRS.

VARY

VW ASSIST

N

CITY

NATIONAL CITY

STATE ZIP

CA 91950

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

Patrol Officer

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-NAME: [REDACTED]

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

06

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

CI

ID NUMBER

[REDACTED]

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS

EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

N

CITY

STATE ZIP

BUSINESS OR MILITARY ADDRESS

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-NAME: Grande, D

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

13

RESIDENCE PHONE

RACE

O

SEX

M

DATE OF BIRTH

ID TYPE

NC

ID NUMBER

249

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS

EMPLOYER (RANK IF MILITARY)

E National City Police Department

BUSINESS PHONE

(336-4460

DAYS OFF

VARY

WORK HRS.

VARY

VW ASSIST

N

CITY

NATIONAL CITY

STATE ZIP

CA 91950

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

Detective

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-NAME: [REDACTED]

CITY

STATE ZIP

W-TYPE RESIDENCE ADDRESS

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS

EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

CITY

STATE ZIP

BUSINESS OR MILITARY ADDRESS

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

REPORTING OFFICER

GRANDE

ID.

249

ORIGINAL

CONTINUED Y

# INVESTIGATION ADDENDUM REPORT

CONTINUED FROM  
CRIME REPORT

PAGE

CASE NUMBER

4 OF 6

0402679

CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

PC / 664 / ATTEMPT QUALIFIER

LOCATION OF INCIDENT (OR ADDRESS)

620 E 24TH ST

CITY

DATE \_\_\_\_\_

DAY OF WEEK

TIME

## BEAT

NATIONAL CITY

03/11/2004

: Thu

11:50

246

PERSON(S) INVOLVED: VICTIM

Harward, D

SUSPECT (IF NAMED)

Ortiz, Richard

PROPERTY TAG NO(S)

000000

## EVIDENCE COLLECTION

**Officer's Investigation:**

I conducted the following attempts to locate, collect and preserve evidence from the crime scene at

620 E 24TH, NATIONAL CITY

LATENT PRINTS:

Location

# of Prints Lifted

Disposition

NONE FOUND

REPORTING OFFICER

GRANDE

**I.D.#**

**DIVISION**

APPROVED BY

249

INV

D. J. Grande

DATE OF REPORT TIME

03/13/2004

17:55

ARJIS-2 (REV 7-85 ELECTRONIC)

ORIGINAL

OTHER PHYSICAL EVIDENCE:

I recovered evidence listed in the spaces below (Include photographs also):

Item Description  
vehicle  
How Marked  
other

By Whom  
Investigations  
Disposition  
Impounded

Location Found: 600 E. 28th St.

Tag Number: 0000000

Item Description  
How Marked

By Whom  
Disposition

Location Found:

Tag Number:

Item Description  
How Marked

By Whom  
Disposition

Location Found:

Tag Number:

Item Description  
How Marked

By Whom  
Disposition

Location Found:

Tag Number:

Item Description  
How Marked

By Whom  
Disposition

Location Found:

Tag Number:

Item Description  
How Marked

By Whom  
Disposition

Location Found:

Tag Number:

Continue with additional witness / evidence check information on another Investigation Addendum Report.

CONTINUED

Y

ORIGINAL

Continued From: CRIME
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# **San Diego Regional Officer's Report Narrative**

Page 6 of 6		Case Number 0402679	
Day of Week Thu		Time 11:50	
City NATIONAL CITY		District	Beat 246

Code Section And Description (one incident only)

PC / 684 / ATTEMPT QUALIFIER

Date  
3/11/2004

Location Of Incident (Or Address)

620 E 24TH ST

Person(s) Involved: Victim

Harward, D

Suspect (If Named)

Ortiz, Richard

Property Tag No.(s)

0000000

On Thursday, March 11, 2004 at about 1150 hrs, a Hispanic male identified as Richard Ortiz 10/12/81 was attempting to leave the south parking lot of 620 E. 24<sup>th</sup> St. in National City in a stolen 1986 Blue [REDACTED] Ca. Lic.# [REDACTED] which was taken during an armed pedestrian robbery which he had committed the day before. Two National City Police officers attempted to contact and stop Ortiz while he was leaving the parking lot. Ortiz quickly accelerated the vehicle toward the two officers and attempted to strike the officers with the specific intent to evade apprehension and arrest.

Ortiz left the parking lot of the apartment complex at a high rate of speed and in a wreck less manner. He continued to drive at high rate of speed and wreck less manner southbound on "F" Avenue through an Elementary and High School area which was populated with school children. Due to Ortiz' wreck less driving with the intent to evade police officers, he struck another vehicle at the intersection of E. 28<sup>th</sup> St. and "F" Ave. causing serious injury to the passenger of the other vehicle. Ortiz then fled his vehicle and attempted to conceal himself in a yard of a residence several hundred feet away.

Ortiz was found by officers at the scene and taken into custody. (See further supplemental reports for further information).

Reporting Officer GRANDE	ID # 249	Division INV	Approved By D. J. Grande	Date of Report 03/13/2004	Time 17:55
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ORIGINAL

Continued N

# SAN DIEGO REGIONAL CRIME / INCIDENT REPORT

PAGE 1 OF 10 CASE NUMBER 0402679

CRIME BEAT 235 DISTRICT N DATE 03/10/2004 - 03/10/2004 DAY OF WEEK Wed - Wed TIME 23:00 - 23:30

CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

PC/211/ROBBERY

LOCATION OF INCIDENT (OR ADDRESS)

E 28TH ST

CITY NATIONAL CITY

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W DC RP

W-TYPE RESIDENCE ADDRESS

08

CITY CHULA VISTA

STATE CA ZIP 91910

RESIDENCE PHONE

RACE W

SEX M

DATE OF BIRTH

ID TYPE DL

ID NUMBER

INTERPRETER REQUIRED

N

RELATION TO: VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST Y

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

1986 BLUE 4-DOOR CA

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W SHANAHAN, S

W-TYPE RESIDENCE ADDRESS

16

CITY

STATE ZIP

RESIDENCE PHONE

RACE W

SEX M

DATE OF BIRTH

ID TYPE NC

ID NUMBER 393

INTERPRETER REQUIRED

N

RELATION TO: VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST N

E CITY OF NATIONAL CITY

(619)336-4411

VARY

VARY

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

1200 NATIONAL CITY BL

NATIONAL CITY

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

POLICE OFFICER.

TOTAL # OF WITNESSES AT CRIME

3

PLACE OF ATTACK

4. Lot/Park/Yard

DESCRIPTION OF SURROUNDING AREA

1. Residential

SPECIFY:

F HANDS

HOW USED:

STOLE

SPECIFY:

W KNIFE

HOW USED:

THREATEN

TYPE OF STRUCTURE

POINT OF ENTRY

SECURITY USED

SUSPECT ACTIONS

N/A

0. N/A

0. N/A

10. DEMANDED CASH  
28. PICKED POCKET  
45. TOOK PROPERTY FROM PERSON  
48. TOOK VITIMS VEHICLE

TARGET(S)

TYPE LOCK ATTACKED

0. N/A

VICTIM INJURED: N

EXTENT OF TREATMENT:

SIC:

YES ADULT

REPORTING OFFICER

I.D.#

DIVISION

APPROVED BY

I.D.#

DETECTIVE(S) ASSIGNED

I.D.#

DIVISION

DATE AND TIME OF REPORT

DATE 03/12/2004

TIME

23:59

CASE STATUS

Priority A

AGENCY

NCPD

CRIME TYPE

PC/211

3/16/04

ITEM NO.	ARTICLE NAME	STOLEN REC'D	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION	VALUE
1	Cigarettes	1 0		Camel			4.00
2	Men's Watch	1 0		Elgin		gold dial/silver band	50.00
3							
4							

ARRESTED SUSPECT #1 (LAST, FIRST, MIDDLE)

Y ORTIZ, RICHARD

NICKNAME/AKA

ID TYPE

ID NUMBER

SS

SUSPECT'S ADDRESS

CITY

NATIONAL CITY

STATE ZIP

CA 91950

PHONE

RACE

SEX

AGE

DOB

HT.

WT.

BUILD

HAIR COLOR

EYE COLOR

H

M

22

10/12/1981

5'09"

250

FAT

BLK

BRO

ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)

"SUR" BACK OF RIGHT ARM, "IA X3" ON RIGHT WRIST.

SUSPECT'S CLOTHING

BLACK BEANIE CAP, LIGHT BLUE SHIRT, BLACK PANTS, BLACK SHOES.

SUSPECT(S)

HAIR LGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE
1. BALD	11. OTHER	6. MUSTACHE	4. LIGHT	1. CASUAL	1. ANGRY 10. VIOLENT	9. TALKATIVE	3. LOUD
6. OTHER							

SHAVED HEAD

SHAVED HEAD

SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR	TYPE	LICENSE NO	LIC STATE
	1986		190	BLUE / BLUE	4 DOOR		CA

ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)

VIN

VEHICLE IMPOUND

TOWING COMPANY

Y

MOYNAHANS TOWING

EVIDENCE OBTAINED 0. NONE

EVID

TAG NOS.

ADDNL PERSONS LISTED WITNESS CHECK

N

Y

ADDITIONAL OFFENSES VC / 10851 / TAKE VEHICLE WITHOUT OWNER'S C;

HEADINGS: CRIME DESCRIPTION, VICTIM(S) STATEMENT, OFFICER'S STATEMENT / INVESTIGATION, EVIDENCE DISPOSITION, WITNESS STATEMENT / WITNESS CHECKS, INJURIES / PROPERTY DAMAGE

NARRATIVE

officer assault:

OAK ZZ

Number Officers

0

Activity when assault occurred:

Number Officers

without personal injury

0

ARSON

ARSON TYPE:

DESCRIPTION

CONTENT LOSS \$

.00

STRUCT LOSS \$

.00

ABANDON

N

CONTINUED

Y

ORIGINAL

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

3 OF 10

0402679

LOCATION OF INCIDENT (OR ADDRESS)

000 E 28TH ST

CITY

BEAT

235

DISTRICT

NATIONAL CITY

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W DC

W-TYPE RESIDENCE ADDRESS

06

CITY

CHULA VISTA

STATE ZIP

CA 91910

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

DL

ID NUMBER

INTERPRETER

REQUIRED

RELATION TO  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

1986 BLUE 4-DOOR CA

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W SHANAHAN, S

W-TYPE RESIDENCE ADDRESS

16

CITY

STATE ZIP

RESIDENCE PHONE

RACE

W

SEX

M

DATE OF BIRTH

ID TYPE

NC

ID NUMBER

393

INTERPRETER

REQUIRED

RELATION TO

VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

E CITY OF NATIONAL CITY

(619)336-4411

VARY

VARY

N

BUSINESS OR MILITARY ADDRESS

1200 NATIONAL CITY BL

CITY

NATIONAL CITY

STATE ZIP

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

POLICE OFFICER.

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W

W-TYPE RESIDENCE ADDRESS

06

CITY

NATIONAL CITY

STATE ZIP

CA 91950

RESIDENCE PHONE

RACE

H

SEX

F

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER

REQUIRED

RELATION TO

VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER

REQUIRED

RELATION TO

VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER

REQUIRED

RELATION TO

VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

REPORTING OFFICER

Scott Shanahan

ID

393

ORIGINAL

CONTINUED Y

# SAN DIEGO REGIONAL ADDITIONAL SUSPECT(S) REPORT

PAGE 4 OF 10

CASE NUMBER 0402679

LOCATION OF INCIDENT (OR ADDRESS)

E 28TH ST

CITY

BEAT 235

DISTRICT

NATIONAL CITY

ARRESTED SUSPECT - (LAST, FIRST, MIDDLE)

N

NICKNAME/AKA

IDTYPE

ID NUMBER

SUSPECT'S ADDRESS  
(UNKNOWN)

CITY

STATE ZIP

PHONE

RACE

SEX

AGE

DOB

HT

WT

BUILD

HAIR COLOR

EYE COLOR

H

M

42

5'11"

160 - 170

THIN - MUSC

BLK

BRO

ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)

SUSPECT'S CLOTHING

FLANEL SHIRT, BLUE LEVI'S, WHITE SHOES.

HAIR LGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE
5. SHORT	8. STRAIGHT	6. MUSTACHE	5. MEDIUM	1. CASUAL	3. CALM	0. UNKNOWN	0. UNKNOWN
1. COARSE							

SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR	VIN	TYPE	LICENSE NO	LIC STATE
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VEHICLE IMPOUND	TOWING COMPANY	

ARRESTED SUSPECT - (LAST, FIRST, MIDDLE)

NICKNAME/AKA

IDTYPE

ID NUMBER

SUSPECT'S ADDRESS

CITY

STATE ZIP

PHONE

RACE

SEX

AGE

DOB

HT

WT

BUILD

HAIR COLOR

EYE COLOR

ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)

SUSPECT'S CLOTHING

HAIR LGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	GENERAL APPEARANCE	DEMEANOR	SPEECH	VOICE

SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR	VIN	TYPE	LICENSE NO	LIC STATE
ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VEHICLE IMPOUND	TOWING COMPANY	

REPORTING OFFICER  
Scott Shanahan

I.D.  
393

ORIGINAL

CONTINUE Y



CONTINUED FROM  
CRIME REPORT

PAGE

CASE NUMBER

6 OF 10

0402679

CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)

PC / 211 / ROBBERY

LOCATION OF INCIDENT (OR ADDRESS)

██████ E 28TH ST

CITY

NATIONAL CITY

DATE

03/10/2004 - 03/10/2004

DAY OF WEEK

Wed - Wed

## TIME

23:00 - 23:30

# BEAT

235

PERSON(S) INVOLVED: VICTIM

SUSPECT (IF NAMED)

ORTIZ, RICHARD

PROPERTY TAG NO(S)

**Officer's Investigation:**

I conducted the following attempts to locate, collect and preserve evidence from the crime scene at

620 E 24TH, NATIONAL CITY

LATENT PRINTS:

### Location

# of Prints Lifted

Disposition

NONE FOUND

REPORTING OFFICER

**Scott Shanahan**

1.D.#

393

**DIVISION**

PATROL

APPROVED BY

D. J. Grande

DATE OF REPORT: TIME

03/12/2004

23:59

ARJIS-2 (REV 7-95 ELECTRONIC)

# ORIGINAL

OTHER PHYSICAL EVIDENCE:

I recovered evidence listed in the spaces below (Include photographs also):

Item Description

NONE FOUND

How Marked

By Whom

Disposition

Location Found:

Tag Number:

Item Description

By Whom

How Marked

Disposition

Location Found:

Tag Number:

Item Description

By Whom

How Marked

Disposition

Location Found:

Tag Number:

Item Description

By Whom

How Marked

Disposition

Location Found:

Tag Number:

Item Description

By Whom

How Marked

Disposition

Location Found:

Tag Number:

Item Description

By Whom

How Marked

Disposition

Location Found:

Tag Number:

Continue with additional witness / evidence check information on another Investigation Addendum Report.

CONTINUED Y

ORIGINAL

Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 7 of 10		Case Number 0402679			
Code Section And Description (one incident only) PC / 211 / ROBBERY				Date 03/10/2004 - 03/10/2004		Day of Week Wed - Wed		Time 23:00 - 23:30	
Location Of Incident (Or Address) [REDACTED] E 28TH ST				City NATIONAL CITY		District		Beat 235	
Person(s) Involved: Victim [REDACTED]									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

### SYNOPSIS:

On 03/10/04 at about 2300 hours, [REDACTED] was robbed at knifepoint of his car keys, watch, and a pack of camel cigarettes by two adult males identified as Richard Ortiz and [REDACTED] in the back yard of [REDACTED] E. 28<sup>th</sup> St. in National City. Immediately after the robbery, Richard Ortiz stole [REDACTED] blue 1986 [REDACTED] CA [REDACTED] which parked in front of the address where he was robbed.

### ORIGIN:

On 03/11/04 at about 0953 hours, I was dispatched to investigate a report of a car jacking that occurred at [REDACTED] East 28<sup>th</sup> Street in National City. The reporting party, [REDACTED], reported that his 1986 blue [REDACTED] 4-door [REDACTED] unknown license plate was forcibly taken from him at knife point the night prior at about 2300 hours. The suspects were two Hispanic male adults.

### INVESTIGATION:

Upon my arrival at about 0957 hours, I met with the victim, [REDACTED], in front of [REDACTED] East 28<sup>th</sup> Street. I obtained the below listed statement from [REDACTED] reference the robbery of his car keys, watch, a pack of cigarettes and the theft of his car. [REDACTED] has known both Richard Ortiz and [REDACTED] for the past three to four months.

After obtaining [REDACTED] statement, I spoke with the resident of [REDACTED] [REDACTED] advised me that [REDACTED] is her daughter's ex-boyfriend and often stays in the backyard at [REDACTED] without permission. According to [REDACTED] Richard Ortiz often visits the residence behind hers but she did not know where he lives.

After talking with [REDACTED] I drove [REDACTED] to the 600 block of East 24<sup>th</sup> Street to point out the residence of Ortiz' parents. [REDACTED] did not know if Ortiz still lived there. [REDACTED] pointed out [REDACTED] [REDACTED] colored house with an older model [REDACTED] in the driveway. I then drove him to Moynahan's Towing at 3200 National City Boulevard to see if we could locate the license plate number for the car. [REDACTED] purchased the car from Moynahan's tow yard about two weeks ago and had not registered the car into his name as of the date of the theft.

While at Moynahan's, [REDACTED] telephoned a mechanic who had worked on his car in the past, and got the license plate from the mechanic. The license plate was determined to be CA [REDACTED]. I radioed the license plate to NCPD dispatch and requested they conduct a records check of the license plate to confirm it matched [REDACTED] vehicle. NCPD dispatch advised me that National City Police Service Officer Carranza had ran the same license plate number through dispatch several minutes earlier. Dispatch advised me the license plate returned to a 1986 blue 4-door [REDACTED]

Dispatch further advised that Carranza had advised approximately 20 minutes prior, she saw the blue [REDACTED] parked in the west alley of the 1900 block of Wilson Avenue. Carranza saw the vehicle was occupied by two males and a

Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande	Date of Report 03/12/2004	Time 23:59
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ORIGINAL

Continued Y

Continued From: CRIME
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San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 211 / ROBBERY	Date 03/10/2004 - 03/10/2004	Page 8 of 10	Case Number 0402679
Location Of Incident (Or Address) [REDACTED] E 28TH ST	City NATIONAL CITY	Day of Week Wed - Wed	Time 23:00 - 23:30
Person(s) Involved: Victim [REDACTED]			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

female. Carranza approached the vehicle and spoke with the driver, a Hispanic male adult and told him to move the car because it was illegally parked.

The Hispanic male driver told Carranza that he was having a problem with the car and would drive to the trolley station to fix the problem. Carranza confirmed that there was a male and female passenger also in the vehicle.

I drove [REDACTED] back to the [REDACTED] East 28<sup>th</sup> Street and dropped him off. I advised him I would get in touch with him if we located his car.

**BACKGROUND:**

None.

**STATEMENTS:**

[REDACTED] (Victim/witness statement):

On 03/10/04 at about 2300 hours, [REDACTED] drove to [REDACTED] East 28<sup>th</sup> Street to talk with a lady named [REDACTED] who lives at [REDACTED] about doing some landscaping work for her. He walked into the back yard at [REDACTED] and saw a Hispanic male adult, he knew as [REDACTED] standing by the back gate leading into the backyard.

[REDACTED] did not think anything about it because '[REDACTED]' often stays in the backyard because his ex-girlfriend, [REDACTED] lives in the front residence at [REDACTED].

[REDACTED] walked by '[REDACTED]' who pretended not to see him. [REDACTED] walked into the far end of the back yard and saw another Hispanic male he knew as "Richard" walking around in the rear portion of the backyard. [REDACTED] had seen "Richard" at the residence on several different occasions over the past two or three months and had heard in passing that "Richard" had stolen items from the yard in the past.

[REDACTED] walked back toward the patio area and was confronted by '[REDACTED]'. '[REDACTED]' asked [REDACTED] if he took his electric shaver. [REDACTED] said he did not take it and said that he had heard from other residents at [REDACTED] that "Richard" was suspected of taking things from the yard and that maybe he took it. [REDACTED] did not witness any of these alleged thefts.

'[REDACTED]' walked over to "Richard" and told him that [REDACTED] had accused him of being a thief. "Richard" walked over to [REDACTED] and demanded, "give me your money." [REDACTED] started to back away and saw that '[REDACTED]' was standing right behind him to his left side, and was blocking his escape and helping "Richard".

"Richard" reached into his front waistband and said he had a knife, and that he would stab [REDACTED] with it if he did not give over his money and car keys. [REDACTED] said he was not going to give him his money and that he was going to leave. "Richard" pulled out the homemade looking knife with a ten-inch blade and held it in his left hand. "Richard" told [REDACTED] "I am going to cut you if you don't hurry up and give me your money!" "I'm not screwing around with you! I'm going to stab you!"

Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande	Date of Report 03/12/2004	Time 23:59
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ORIGINAL

Continued Y

Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 9 of 10		Case Number 0402679	
Code Section And Description (one incident only) PC / 211 / ROBBERY				Date 03/10/2004 - 03/10/2004		Day of Week Wed - Wed	
Location Of Incident (Or Address) E 28TH ST				City NATIONAL CITY		District Beat 235	
Person(s) Involved: Victim							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

During the incident [REDACTED] continued to stand behind [REDACTED] and was encouraging "Richard" by saying, "Yeah! Give him the money!" Richard then walked toward [REDACTED] with the knife as though he was going to stab him. "Richard" then reached into [REDACTED] right jacket pocket with his right hand and took [REDACTED] car keys.

"Richard" then moved behind [REDACTED] and pressed the knife against [REDACTED] back, while he took [REDACTED] watch from his left rear pocket and a pack of Camel filter cigarettes from his left jacket pocket. "Richard" then ran from the backyard with [REDACTED] property. [REDACTED] stayed behind and told [REDACTED] that "Richard" was not going to steal his car, but that he just needed to use it to load some things from a garage down the street. [REDACTED] said "Richard" would bring the car back later.

[REDACTED] decided to wait to see if "Richard" would return his car. [REDACTED] stayed there with [REDACTED] but kept nervously walking up and down the yard as if he were looking for someone. [REDACTED] met a female named, [REDACTED] who was also visiting with [REDACTED] at [REDACTED]. [REDACTED] did not witness the theft of his property but told [REDACTED] that she would help him get it back.

[REDACTED] made several attempts to call "Richard" so he would return the car to [REDACTED]. About two hours later, [REDACTED] decided to walk to the 7-11 at East 24<sup>th</sup> Street and Highland Avenue so he could call the police to report his car stolen. [REDACTED] walked with him to the 7-11.

When [REDACTED] arrived at the 7-11 store he saw his car drive into the Arco gas station parking lot and "Richard" was driving. "Richard" pulled into the middle gas pumps and [REDACTED] ran across the street and confronted him about his car. [REDACTED] yelled at "Richard" to get out of his car and give him the keys. "Richard" said, "I will drive the car back to [REDACTED] East 28<sup>th</sup> Street and you can get it there."

[REDACTED] got into the car with "Richard" and said she would make sure she got the keys from him when they reached the house. [REDACTED] walked back to the house and saw that "Richard" or [REDACTED] had returned with the car.

[REDACTED] decided to wait until morning to see if his car would be returned and went home. On 03/11/04, [REDACTED] rode his mountain bike to [REDACTED] East 28<sup>th</sup> Street and looked for his car. [REDACTED] did not see his car, but he did recognize his car being driven by an unknown driver a few blocks away.

[REDACTED] spoke with [REDACTED] at [REDACTED] and asked if she had seen his car. [REDACTED] had not seen [REDACTED] car and he decided to call police and report the robbery and his car being stolen.

[REDACTED] can identify "Richard" and [REDACTED] if seen again. He thinks he can identify the male passenger but he did not get a good enough look at the female passenger to provide much of a description.

[REDACTED] described "Richard" as being a Hispanic male adult, 26 to 27 years of age, 5'11" tall, 220 to 225 pounds, shaved head, clean shaven, light complexion, muscular to fat build, wearing silver wire rimmed glasses, black t-shirt, black pants, white shoes. "Richard" used to live at [REDACTED] Street in National City.

[REDACTED] described [REDACTED] as being a Hispanic male adult, 36 to 37 years of age, 5'11" tall, 160 to 170 pounds, thin to normal build, short black hair, mustache, unshaven, medium complexion, wearing a flannel shirt, blue or dark colored levi's jeans and white shoes. [REDACTED] does not know where [REDACTED] lives.

[REDACTED] described the knife used in the robbery as being a silver bladed knife with a 10-inch blade. The knife looked like a home made knife but he could not see what the handle looked like. [REDACTED] does not know if "Richard" had the knife in a sheath when it was on his waist because it was being concealed under "Richard's" shirt.

#### EVIDENCE:

Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande	Date of Report 03/12/2004	Time 23:59
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ORIGINAL

Continued Y

Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 10 10 of		Case Number 0402679	
Code Section And Description (one incident only) PC / 211 / ROBBERY				Date 03/10/2004 - 03/10/2004		Day of Week Wed - Wed	
Location Of Incident (Or Address) [REDACTED] E 28TH ST				City NATIONAL CITY		District 235	
Person(s) Involved: Victim [REDACTED]							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

No physical evidence was obtained.

**INJURY:**

[REDACTED] did not sustain any injuries as a result of the incident.

**PROPERTY LOSS:**

[REDACTED] had an "Elgin" wrist watch with a gold dial and a silver band with gold in the middle, a 1986 blue 4-door [REDACTED] CA [REDACTED] and a pack of Camel filter cigarettes. The "Elgin" watch was estimated by [REDACTED] at \$300.00. The pack of cigarettes were estimated at \$4.00. [REDACTED] said he paid \$1,500.00 for the car and had just paid for over \$3,000.00 in repairs.

**FOLLOW UP:**

By NCPD Detectives

**RELATED REPORTS:**

Case #0402679. Traffic collision investigation. CHP-180 stolen vehicle report.

Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande	Date of Report 03/12/2004	Time 23:59
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OFFICER'S REPORT ONLY

San Diego Regional  
Officer's Report  
Narrative

Page 1 of 2	Case Number 0402679		
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24th Street (South Parking Lot)	City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim NCPD Officer Harward, NCPD Officer Miller			
Suspect (If Named) Ortiz, Richard			
Property Tag No.(s)			

SUPPLEMENTAL REPORT

On 3-11-04, at about 1149 hours, I was the on-duty Dayshift Supervisor and was in the police station speaking with the Watch Commander, Lt. Fifield. I overheard police radio traffic that officers had located a carjacking vehicle in the 600 block of E. 24<sup>th</sup> Street and were walking up on it. A few moments later, I heard an officer state, in a distressed tone, that he was in foot pursuit. At this time, I discontinued our conversation and left the building to assist these officers.

During my response, I overheard radio traffic indicating shots had been fired. I upgraded my response by turning on the overhead lights of my patrol vehicle and siren [REDACTED] and arrived at the south parking lot of 620 E. 24<sup>th</sup> Street. I saw there numerous expended bullet casings on the ground. I directed Officer A. Hernandez to put up yellow barrier tape to establish this as a crime scene.

I then responded to the "L" intersection of E. 28<sup>th</sup> Street and "F" Avenue, which is south of the parking lot of 620 E. 24<sup>th</sup> Street. There, I saw a traffic collision had occurred involving the following vehicles:

1. A blue [REDACTED] California License Plate # [REDACTED] (stolen, carjacked vehicle). I saw there were bullet holes in the [REDACTED]. I called out NCPD Detectives to investigate.
2. A gold [REDACTED] California License Plate # [REDACTED]

I saw there was an unidentified male lying on the ground next to the [REDACTED] with an apparent wound to one of his knees. NCFD and Paramedics had arrived and were attending to this male and there were numerous officers around. After making sense of what I was seeing, I had officers [REDACTED] of the area in an effort to capture the driver of the stolen [REDACTED] who had been reported as fleeing the scene after the collision.

Because my patrol vehicle was now boxed in by other emergency vehicles, I got into NCPD Patrol Vehicle # 370. I moved this vehicle from the intersection of E. 28<sup>th</sup> Street and "F" Avenue, to the front yard of [REDACTED] E. 28<sup>th</sup> Street. This enabled me to get my patrol vehicle out of the immediate area.

I coordinated the efforts of all officers as I determined the following areas to be crime scenes:

1. South parking lot of 620 E. 24<sup>th</sup> Street.
2. Intersection of E. 28<sup>th</sup> Street and "F" Avenue.

I arranged for these areas to be cordoned off with yellow barrier tape and secured.

As witnesses were located by officers and the most updated information was being broadcast, Detective L. Hart said he had a witness who saw the outstanding suspect run from the traffic collision scene eastbound on E. 28<sup>th</sup> Street. Detective Hart continued and said his witness saw the suspect then head in a northerly direction in the area of "G" Avenue. The suspect was described as wearing a beanie and wearing a light blue shirt. I directed officers to tighten the

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OFFICER'S REPORT ONLY

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Page 2 of 2	Case Number 0402679
Date 03/11/2004	Day of Week THU
Time 11:50	District Beat 240

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED
Location Of Incident (Or Address) 620 E. 24th Street (South Parking Lot)
Person(s) Involved: Victim NCPD Officer Harward, NCPD Officer Miller
Suspect (If Named) Ortiz, Richard
Property Tag No.(s)

perimeter to around this area. As officers did this, I requested mutual aid assistance and received it in the form of several SDSO Deputies and the ASTREA helicopter.

An unidentified officer advised over the radio that he could hear movement in or around the residence later to be determined as 631 E. 28<sup>th</sup> Street. As I made my way toward this location, several officers entered the backyard of this residence. I instructed officers to establish a perimeter around this residence and check the backyard since they were already there. An unidentified SDSO Deputy told me he knew that this particular residence was vacant and no one was supposed to be inside. I do not know how this deputy knew this information. I additionally instructed officers not to enter the residence until the availability of a mutual aid K-9 team was determined.

I maintained a position on E. 28<sup>th</sup> Street where I could see the south and west sides of 631 E. 28<sup>th</sup> Street. At one point, I saw Detective Hart look over a white fence that separated the front and back yard area of 631 E. 28<sup>th</sup> Street. This fence was located on the west side of the residence. I next saw Detective Hart giving verbal commands to a person lying in the grassy area on the west side of the residence, just south of the fence. This person was later identified as Richard Ortiz. I ran to this location, as did Officer M. Gonzales. Officer Gonzales assisted with the handcuffing of Ortiz. I saw Ortiz was wearing a beanie and a light blue shirt, which matched the broadcast suspect description.

I arranged for Ortiz to be transported to NCPD for processing. For the next couple of hours, I coordinated the on scene NCPD and SDSO personnel to facilitate the smooth processing and handling of this incident. [REDACTED]

[REDACTED] Olivewood Elementary School is directly adjacent to where the shots had been fired, and Sweetwater High School is directly adjacent to both the collision scene and to where the suspect was located.

After on scene assignments had been made and were being carried out, I left the scene and returned to NCPD where I continued to facilitate the processing and handling of this incident.

Report completed by:

Sgt. M.B. Harlan # 361  
3-11-04 at 2135 hours.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim Harward, D.							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### DETECTIVE FOLLOW UP REPORT

#### STATEMENT OF [REDACTED] (Witness)

On 03-12-04, at about 1320 hours, I met with [REDACTED] at [REDACTED]. At this time, Detectives [REDACTED] and [REDACTED] were at the crime scene taking additional measurements for the investigation. Detective [REDACTED] and I walked [REDACTED] through the crime scene to determine her location at the time of the officer involved shooting in relationship to the suspect vehicle and the involved officers.

[REDACTED] pointed out to Detective [REDACTED] the approximate locations of her vehicle when the incident began, the location of the involved officers, the location of the suspect vehicle when the involved officers shouted at the vehicle to "stop," the location of the suspect vehicle when the involved officers pulled and pointed their firearms, and the location of the suspect vehicle when the officers began to fire at it. Detective [REDACTED] made marks on the ground for each of the approximate locations.

During the walk through with [REDACTED] she made the following unsolicited statements to me regarding the incident, "The car was going right at them (*the officers*). It only turned when the cops fired at him." Also, "It looked like he (*the suspect*) clipped a cop in the leg as he turned out."

After we completed the walk through of the crime scene with [REDACTED] I transported her back to NCPD to be interviewed. Detective Nagle and I interviewed [REDACTED] within an interview room in the Investigations Division. The interview was captured on audio and video tape.

The following is a synopsis of our interview with [REDACTED] and is not all-inclusive. For further details, refer to the audio and/or video tape(s) of the interview.

Statement of [REDACTED] (Witness): [REDACTED] is the [REDACTED] of the Royal Apartments located in the 600 block of East 24<sup>th</sup> Street. She has worked for the Royal Apartments for about eight years. On March 11, 2004, [REDACTED] began working at about 0900 hours. She stayed in her office during the morning hours until it was time to pick up her [REDACTED] son at [REDACTED] at about 1130 hours. She walked to [REDACTED], which is located around the [REDACTED] from the Royal Apartments and picked up her son. [REDACTED] and her son then walked back to the office of the Royal Apartments. [REDACTED] did not see anything suspicious or run into anyone suspicious during this time.

At about 1145 hours, [REDACTED] was preparing to take her lunch break. She loaded her [REDACTED] son and [REDACTED] son into her vehicle that was parked along the south curb line of 600 East 24<sup>th</sup> Street. As she was walking out to her vehicle, she saw a male resident of the apartment complex named

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim Harward, D.									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

'[REDACTED]' [REDACTED] showed [REDACTED] a silver colored compact disc player case and said he purchased the compact disc player for a "really good price" from a male named "Richard." [REDACTED] did not know who "Richard" was, but she suspected "Richard" might be the son of another apartment resident.

[REDACTED] entered her vehicle (with her two sons) and drove east on East 24<sup>th</sup> Street. She turned south into a driveway east of the apartment complex. She then turned west into the south parking area located to the south of 620 and 638 East 24<sup>th</sup> Street. [REDACTED] stopped her vehicle facing west next to some trash dumpsters that are located along the south edge of the parking area. She exited her vehicle and threw away a dirty diaper. As she got back into her vehicle, she saw a blue vehicle (*suspect vehicle*) parked in a parking space adjacent to the 620 East 24<sup>th</sup> Street building, near the southeast corner of the building. The vehicle was parked about 2-3 spaces to the west of the walkway between 620 and 638 East 24<sup>th</sup> Street. The vehicle was parked facing north, toward the south wall of the building.

[REDACTED] does not know the make of the blue vehicle. [REDACTED] believes the vehicle was a 2-door model. The blue vehicle had tinted rear windows, but she was still able to see through the windows. The vehicle's front passenger side door was open and [REDACTED] was able to see inside the vehicle. [REDACTED] saw a male was seated in the driver seat of the vehicle. The driver was wearing a dark colored tight-fitting cloth beanie cap on his head. [REDACTED] did not see anyone in the back seat of the vehicle.

[REDACTED] saw another white male adult exit southbound on the path between 620 and 638 East 24<sup>th</sup> Street. The white male had a bag hung over his shoulder. The white male stood right next to the open passenger door of the blue vehicle. The white male had a quick, "two second" conversation with the driver of the vehicle.

[REDACTED] did not notice anyone else in the parking lot. She did not notice anyone on a bicycle in the parking lot.

At that moment, [REDACTED] saw two male police officers walk from the east sidewalk of 2400 F Avenue into the parking lot, west of her location. [REDACTED] immediately recognized the two males as police officers because they were wearing blue uniforms with side arm shoulder patches and badges on their chests. One of the police officers was taller than the other police officer. The two police officers stood near the driveway to F Avenue. It appeared that the officers and the driver and passenger of the blue vehicle noticed each other at the same time. The passenger of the blue vehicle jumped into the vehicle "really quick" and "slammed" the door shut.

The driver of the blue vehicle backed the vehicle out of its parking space "really quick." The driver of the blue vehicle was unable to back out of the space all the way, because [REDACTED] vehicle was blocking

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED			Date 03/11/2004		Day of Week THU
Location Of Incident (Or Address) 620 East 24th Street			City NATIONAL CITY		District Beal 240
Person(s) Involved: Victim Harward, D.					
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s)					

his path. The blue vehicle backed up to the front of [REDACTED] vehicle. The driver of the blue vehicle then put the vehicle into "drive." [REDACTED] heard the blue vehicle's wheels squeal as it began to accelerate.

At this same time, the two police officers began running east into the parking lot. The two officers stopped a short distance east of the east sidewalk of F Avenue. The two police officers stood right about next to each other, facing east toward the blue vehicle. Initially, both officers had their guns holstered.

The driver of the blue vehicle accelerated the vehicle westbound in the parking lot, toward the two officers. [REDACTED] driver side window of her vehicle was half-way down and her radio was turned down. At this point, [REDACTED] was located to the east of the blue vehicle. The officers raised their hands at the blue vehicle, motioning for it to stop. From inside her vehicle, [REDACTED] clearly heard one of the officers shout, "Stop the car!" at least one time. The blue vehicle did not stop and continued accelerating forward toward the officers. [REDACTED] saw the officers draw their guns and point them at the blue vehicle.

[REDACTED] is not good at estimating speed, but she saw that the blue vehicle was moving "pretty fast." [REDACTED] knows the speed that most vehicles should travel in a parking lot. The blue vehicle was driving too fast for a parking lot. The blue vehicle continued accelerating to "a pretty good speed." [REDACTED] did not see the driver of the blue vehicle apply his brakes during the entire incident. [REDACTED] knows the driver of the blue vehicle did not apply the vehicle's brakes because she did not see the vehicle's brake lights come on.

The two officers were blocking the exit out of the parking lot. There was not enough room to the left (*south*) of the officers for the blue vehicle to pass by the officers safely. The blue vehicle could have passed the officers to the north of their location by driving over a patch of grass.

[REDACTED] could see the officers continued to shout at the blue vehicle to stop. She saw the officers' mouths moving and it looked like the officers were shouting, "Stop the car! Stop the car!" The officers had both hands on their guns. They were pointing their guns at the blue vehicle as it accelerated toward them. The blue vehicle drove "right at" the officers, "head on."

As the blue vehicle accelerated toward the two officers, it continued to travel "faster." [REDACTED] stated, "They (*the officers*) didn't have time to react to get out of the way. It would have hit 'em straight on if they hadn't of fired. Because it got him to veer to the left when they fired on him." The officers did not have time to react to jump out of the way because the blue vehicle was traveling toward them too fast. After the officers fired shots at the blue vehicle, the car changed its direction to the left (*south*) of the officers. The officers tried to get out of the path of the oncoming blue vehicle by moving in a northerly direction. The blue vehicle did not slow down and continued to accelerate.

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Code Section And Description (one incident only) PC / 187.684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District 240	
Person(s) Involved: Victim Harward, D.							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

After the officers fired shots at the blue vehicle, the taller of the two officers holstered his gun and placed his hands forward, onto the hood of the blue vehicle as it passed by him. It appeared to [REDACTED] that the right front corner of the blue vehicle "clipped" the right leg of the taller of the two officers. The officer stumbled and limped away up the street.

[REDACTED] heard about seven or eight gunshots during the incident. The gunshots occurred "one after the other." [REDACTED] knows both officers fired their weapons during the incident because she saw a "flash of light" coming from their guns. She cannot say how many shots each officer fired. [REDACTED] estimates the entire incident took about five seconds from start to finish.

[REDACTED] did not see or hear the officers shoot at the blue vehicle after the vehicle passed them. [REDACTED] did not hear any gunshots after the blue vehicle turn onto F Avenue. The two officers went in separate directions after the blue vehicle turned onto F Avenue. [REDACTED] did not see where the blue vehicle went after it turned onto F Avenue. [REDACTED] saw the taller of the two officers limp away as she exited north onto F Avenue and drove back to the apartment complex office on East 24<sup>th</sup> Street. She saw the taller of the two officers get back into his vehicle that was parked near East 24<sup>th</sup> Street and F Avenue.

Later in the day, [REDACTED] watched the news coverage regarding this incident on television and saw a male suspect being taken into custody by police. The male suspect was wearing a dark colored tight-fitting cloth beanie cap on his head. [REDACTED] recognized the beanie cap and the way the suspect was wearing it was the same as the driver of the blue vehicle she saw in the south parking lot earlier in the day. [REDACTED] recognized the male suspect the police arrested (from the television broadcast) as a male named "Richard," who is the brother of an ex-tenant of the Royal Apartments. "Richard" used to regularly visit the apartment complex. In addition, "Richard" used to live on East 24<sup>th</sup> Street, across the street from the Royal Apartments.

[REDACTED] described the white male passenger of the blue vehicle as being about 25-26 years old. He had long, straight dirty blond hair in a ponytail. He was wearing a dark colored sweatshirt and dark colored jean pants.

During the interview with [REDACTED] I provided her with a photocopy of a picture of an aerial view of the south parking lot of the apartment building at 620 East 24th Street. [REDACTED] indicated certain locations of where events occurred on the photocopied picture. After the interview was complete, I had [REDACTED] sign and date the photocopied picture as being accurate to the best of her recollection.

I also showed [REDACTED] a photograph line up containing a picture of Richard Ortiz. Ortiz's picture was in the #5 position of the photograph line up with five other "filler" pictures. I advised [REDACTED] of the admonishment statement from the NCPD PD-660 Photo Line Up form before I showed her the photograph line up. [REDACTED]

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim Harward, D.									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

looked at the photograph line up and said, "five." I asked [REDACTED] "Who's number five?" [REDACTED] responded, "That's Richard."

[REDACTED] explained that the person in picture number five (Richard Ortiz) is the same male she saw being arrested by the police on the news coverage of the incident.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

March 14, 2004

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Code Section And Description (one incident only) / /				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street (South Parking Lot)				City NATIONAL CITY		District Beat 200	
Person(s) Involved: Victim Harward, Daniel							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### OFFICER'S SUPPLEMENTAL

On Thursday, March 11, 2004 at about 1149 hours, I was working in a uniform patrol function when I heard Officer Harward advise of "shots fired" in the area of East 24<sup>th</sup> Street, 600 block. I responded with my lights and siren to the area and in the process of doing so, I heard that the suspect vehicle had been involved in an accident at "F" Avenue and East 28<sup>th</sup> Street. I was the first supervisor to arrive on scene. Present at the scene of the collision were Officers Harward and Miller. I saw two vehicles that had been involved in the collision. One a 1981 [REDACTED] and the second a 1986 [REDACTED]. Both vehicles had sustained major damage. Officer Harward told me the blue [REDACTED] was a suspect vehicle in a carjacking. The vehicle had been occupied by a total of three suspects, two males and one female. The vehicle was unoccupied when I arrived however, there was a white male and a female sitting on the pavement a few feet away from the [REDACTED]. The male later identified as [REDACTED] had sustained a gunshot wound to his lower extremities. The female suspect, Maria Urzua, was tending to [REDACTED] as she knelt next to him. Urzua appeared shaken but it did not appear she sustained any visible injuries. Lieutenant Fifield arrived on scene soon after, as did emergency medical units. Paramedic units transported [REDACTED] and Urzua to UCSD Hospital. Refer to Lieutenant Fifield's and Officer Kerr's report for additional information regarding [REDACTED] and Urzua.

At the scene, I asked Officer Harward if he had fired his service weapon at the suspects. He told me he and Officer Miller had discharged their weapons. I met with Officers Harward and Miller individually at the scene of the collision and obtained initial Public Safety Statements.

#### **Officer Daniel Harward:**

Officer Harward said he was flagged down by a male on a bicycle at 620 East 24<sup>th</sup> Street regarding a vehicle taken during a carjacking. The male told Officer Harward that the vehicle was parked to the rear of a building. Officer Harward and Officer Miller walked to the south parking lot and saw the vehicle, a [REDACTED] pulling out of a parking stall. The vehicle, which was occupied by multiple suspects, quickly accelerated towards Officer Harward. The vehicle sped toward Officer Harward and attempted to run him down. Officer Harward said, "he was coming right at me". Officer Harward said he fired two rounds from his service weapon at the moving vehicle; he said from his location he fired in an easterly direction. Officer Harward said Officer Miller also fired his weapon at the vehicle.

Officer Harward said the vehicle sped out of the parking lot and traveled south on "F" Avenue. Officer Harward drove his vehicle to area of East 28<sup>th</sup> Street and "F" Avenue where he saw the blue [REDACTED] had collided with a second vehicle. Officer Harward pointed at a white male and female sitting on the ground near the vehicle and identified them as suspects. Officer Harward said the driver, a Hispanic male wearing a dark beanie and sunglasses was outstanding. Officer Harward did not know the direction of travel taken by the outstanding driver.

Reporting Officer J. Tellez	ID # 300	Division COM SV	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 21:52
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Code Section And Description (one incident only) / /				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street (South Parking Lot)				City NATIONAL CITY		District	Beat 200
Person(s) Involved: Victim Harward, Daniel							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

**Officer Chris Miller:**

Officer Miller said he and Officer Harward approached the location of the suspect vehicle on foot. Officer Miller saw the vehicle backing out of a parking stall and then suddenly sped forward, westbound through the parking lot towards them. The vehicle sped through the lot and at one point the vehicle "lurched" at Officer Harward. Officer Harward fired his weapon at the suspect vehicle, as did Officer Miller. When asked how many rounds he fired at the [REDACTED] Officer Miller removed the magazine from his holstered weapon and said he fired about six rounds. Officer Miller told me he fired at the vehicle tracking it as it passed him. He said his line of fire was in an eastern to southern direction as the vehicle drove passed him.

Officer Miller said there were multiple suspects in the vehicle however he was unable to provide a description of the suspects to me.

As I interviewed Officer Miller, I heard over the police radio that a suspect had been taken into custody from 631 East 28<sup>th</sup> Street. Uniformed officers walked the handcuffed individual to a marked patrol unit that was parked in the 2700 block of "F" Avenue, near the scene of the collision. Officers Miller, Harward, and I were standing in the entrance of a school parking lot along the south curb line of East 28<sup>th</sup> Street, about seventy feet away from the unit the suspect was taken to. Officer Miller could not identify the individual as a suspect however, Officer Harward said "that's him" when I asked him to look at the individual for identification purposes. The suspect, who was wearing a dark beanie, was identified as Richard Ortiz.

At this point in time in the interview, Detective Sergeant Triviz arrived at my location. Due to the fact we were short of personnel at the East 28<sup>th</sup> Street and "F" Avenue crime scene, Sergeant Triviz took over the interview of Officer Miller. Sergeant Triviz escorted Officers Harward and Miller to the scene of the shooting. Refer to his report for additional information. I remained at the scene coordinating the transport of witnesses to the station by police personnel. I left the scene about two hours later after Officer Ybarra and Dougherty were assigned to the scene. Refer to their reports for additional information.

End of Report.  
J. Tellez, Sgt.

Reporting Officer J. Tellez	ID # 300	Division COM SV	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 21:52
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ORIGINAL

Continued Y

Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 1		Case Number 0402679			
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 1149	
Location Of Incident (Or Address) 620 E. 24TH STREET				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

### Officer's Report

On 03-11-04, at approximately 1549 hours, I was assigned to assist fellow officers with transporting patrol vehicles from the intersection of E. 28<sup>th</sup> Street and "F" Avenue back to NCPD. Upon arrival, I was directed by Officer Geidel to drive NCPD patrol vehicle #437 back to NCPD. During this time, I learned that vehicle #437 had been assigned to Officer Harward. After speaking with Sergeant Harlan, I was instructed to secure vehicle #437 in the underground parking garage at NCPD. I locked the vehicle and left all of Officer Harward's personal items inside.

### End of Report

This report was completed on 03-12-04 at approximately 0406 hours.

Reporting Officer DEREK AYDELOTTE	ID # 404	Division PATROL	Approved By R. G. Triviz	Date of Report 03/12/2004	Time 03:57
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ORIGINAL

Continued N



Continued From: OTHER Supplemental		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 1		Case Number 0402679	
Code Section And Description (one incident only) PC / 245A1 / ASSAULT W/DEADLY WEAPON OTHER THAN FIREARM OR GBI				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 600 E. 28th Street				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim							
Suspect (If Named)							
Property Tag No.(s)							

## OFFICER'S SUPPLEMENTAL REPORT

On March 11, 2004, at about 1150 hours, I heard Officer Miller broadcast over the radio that a traffic collision just occurred and there were "shots fired." As a result, I began to respond to the 600 block of E. 28<sup>th</sup> Street to assist Officer Miller. I responded from the 1200 block of E. Plaza Boulevard. Upon my arrival, I was ordered to take a [REDACTED] position to prevent the suspect, who fled as a pedestrian, from escaping. I posted in the 2500 block of Highland Avenue. Several minutes later the suspect was taken into custody on E. 28<sup>th</sup> Street. As a result the perimeter was no longer needed. NCPD Dispatch immediately began assigning me to calls for service unrelated this incident. I had no further involvement in this case.

Reporting Officer KSpringer	ID # 389	Division PATROL	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 15:59
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ORIGINAL

Continued N

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY

DEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W VILLARIASA, S

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

12

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

E NATIONAL CITY POLICE DEPARTMENT

VARY

VARY

N

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

1200 NATIONAL CITY BL

NATIONAL CITY

CA 91950

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE RESIDENCE ADDRESS

CITY

STATE ZIP

RESIDENCE PHONE

RACE

SEX

DATE OF BIRTH

ID TYPE

ID NUMBER

INTERPRETER  
REQUIRED

RELATION TO:  
VICTIM / SUSPECT

STATUS EMPLOYER (RANK IF MILITARY)

BUSINESS PHONE

DAYS OFF

WORK HRS.

VW ASSIST

BUSINESS OR MILITARY ADDRESS

CITY

STATE ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

REPORTING OFFICER

I.D.

S. VILLARIASA

380

ORIGINAL

CONTINUED N

Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 2		Case Number 0402679	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24TH STREET (TO THE SOUTHWEST PARKING LOT)				City NATIONAL CITY		District Beat 240	
Person(s) Involved: Victim HARWARD, DANIEL							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

**OFFICER'S SUPPLEMENTAL**

On 03-11-04 at about 1149 hours, I was at the police station monitoring my police radio when I heard as Officer Harward and Miller had located a reported stolen vehicle to the rear parking lot of 620 E. 24<sup>th</sup> Street. The vehicle also had been reported as being taken in a carjacking from the victim by knife point.

A few seconds later, I heard an officer in a frantic tone radio that shots had been fired and the suspect vehicle had collided in the intersection of E. 28<sup>th</sup> Street and "F" Avenue. I immediately left the station to respond to the location of the reported shooting. I responded [REDACTED] with my emergency lights/siren.

While enroute, Officer Harward radioed the suspect driver had fled eastbound from E. 28<sup>th</sup> Street. Sergeant Harlan radioed for responding units to begin to set up a perimeter to attempt to locate the outstanding suspect. I was directed to the intersection of E. 26<sup>th</sup> Street and "F" Avenue for both a [REDACTED] position and to block traffic into an area, which would be a crime scene.

A few minutes later, Parking Enforcement Officer Ray Crawford arrived at the scene and offered to take my position, so I would be able to assist in some other fashion.

I drove northbound on "F" Avenue to check for the shooting crime scene. On the southwest parking lot to "The Royal Apartments," 620 E. 24<sup>th</sup> Street, I saw two White male adults on the sidewalk area pointing into the parking lot. I stopped and looked to see what they were pointing at. I noticed several casings on the ground. I parked my police vehicle on the southwest driveway of the parking lot. I exited my vehicle at the same time Sergeant Harlan arrived to this location. I pointed out the casings to him. Sergeant Harlan directed me to close off the area using yellow crime scene tape. I placed the police yellow tape blocking the eastern driveway to the sidewalk, which meets the perimeter fence next to Olivewood Elementary School. I then placed another tape to the east side of the apartment complex building. I remained in this area preserving the crime scene.

Reporting Officer A. HERNANDEZ	ID # 378	Division COM SV	Approved By R. G. Triviz	Date of Report 03/12/2004	Time 10:23
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ORIGINAL

Continued Y

Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 2 of 2		Case Number 0402879			
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:49	
Location Of Incident (Or Address) 620 E. 24TH STREET (TO THE SOUTHWEST PARKING LOT)				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim HARWARD, DANIEL									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

A short while later, Detective Grande arrived at the scene and instructed me to begin a log of everyone entering and leaving the crime scene area.

The following area the times and police personnel who entered the crime scene:

- 1224 hours- Detective Grande on the scene
- 1230 hours- CSS A. Chavez and P/E specialist A. Flores on the scene
- 1245 hours- CSS A. Chavez and P/E specialist A. Flores out of the scene
- 1330 hours- Detective's Remmers, Grande, Hart, Gelskey, Nagle, P/E specialist Flores, U.S. Customs Agent J. Steeber (#56189) on scene
- 1346 hours- All the above personnel out of scene.
- 1438 hours- Detective Gelskey and P/E Flores on the scene
- 1500 hours- P/E Flores out of scene
- 1515 hours- Detective Gelskey is out of scene
- 1530 hours- Detective Gelskey and P/E Flores on the scene
- 1640 hours- Detective Gelskey instructed me to open the crime scene and close out the scribing.

END OF REPORT

A. HERNANDEZ #376

03-12-04

Reporting Officer A. HERNANDEZ	ID # 376	Division COM SV	Approved By R. G. Triviz	Date of Report 03/12/2004	Time 10:23
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ORIGINAL

Continued Y

Continued From: CRIME
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**San Diego Regional  
Officer's Report  
Narrative**

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 1	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:49
Person(s) Involved: Victim HARWARD, DANIEL				
Suspect (If Named)				
Property Tag No.(s)				

**Officer's Supplemental Report**

On 03-11-2004, at about 1149 hours, I heard Officer D. Harward broadcast that he had located a vehicle that had been involved in a carjacking. Officer Harward broadcast his location at 620 of E. 24<sup>th</sup> Street. At about 1150 hours, I heard Officer Harward broadcast "Shots Fired" and "the suspects are running eastbound on E. 28<sup>th</sup> Street from Highland Avenue." I responded with my overhead emergency lights and siren toward E. 28<sup>th</sup> Street and Highland Avenue.

On arrival, I saw numerous police units on scene and realized the incident was near Sweetwater High, located at 2900 Highland Avenue. Additionally, Olivewood Elementary, located at 2505 "F" Avenue was also near this incident. [REDACTED]

I later heard Officers broadcast, all suspects involved in this incident were in custody, therefore, [REDACTED]

Officer S. Shanahan was assigned as the "Case Agent" for this incident. Refer to Officer Shanahan's crime report for additional information.

**End of Report**  
**Officer S. Villariasa #380**  
**Community Service Bureau**

Reporting Officer S. VILLARIASA	ID # 380	Division COM SV	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 17:46
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ORIGINAL

Continued N

Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 1 of 2		Case Number 0402679			
Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim									
Suspect (If Named)									
Property Tag No.(s)									

## OFFICER'S SUPPLEMENTAL REPORT

### ORIGIN:

On 03-11-04 at 1150 hours, Officers located a reported carjacked vehicle at 620 East 24<sup>th</sup> Street. The Officers advised that the vehicle had attempted to run them over and shots had been fired. A brief pursuit ensued, ending in a collision at East 28<sup>th</sup> Street and "F" Avenue. The suspect driver fled the scene on foot. I responded to the scene at about 1200 hours to assist.

### INVESTIGATION:

On the above date and time, I was dressed in plainclothes (shirt and tie) and in an unmarked police vehicle. I responded to the scene at East 28<sup>th</sup> Street and "F" to assist. Officer Ybarra was with me.

While at the scene, officers determined the suspect driver was possibly hiding in a yard at 631 East 28<sup>th</sup> Street. The suspect was described as a Hispanic male, about 22 years old, wearing a light blue shirt and a multi-colored beanie.

I checked the rear yard of 631 East 28<sup>th</sup> Street with Officer M. Gonzalez, Officer Hart, and Officer Wilkins. 631 East 28<sup>th</sup> Street is an unoccupied residence. The front, rear and side yards are in a poor state of repair and overgrown with weeds. We checked the rear yard, including two detached sheds and determined the suspect was not in the rear yard.

Officer Hart located a subject matching the suspect's description hiding in the overgrown weeds on the west side of the residence. Officer Hart was pointing his [REDACTED] rifle at the subject and was yelling at him. The subject was laying in the weeds and was almost completely concealed. However, I could see the subject was wearing a light blue shirt. There was a wooden fence (approximately six feet tall) separating us from the subject.

Officer Gonzalez jumped over the fence and began attempting to take the subject into custody. Officer Gonzalez yelled that he could not see the subject's hands. I jumped over the fence and landed by the subject's head. The subject was not complying with orders to put his hands behind his back.

Reporting Officer DOUGHERTY	ID # 367	Division NPT	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 18:56
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ORIGINAL

Continued Y

Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 2 of 2		Case Number 0402679			
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim									
Suspect (If Named)									
Property Tag No.(s)									

Because the weeds were so thick, I could not see the subjects hands and he was not putting them behind his back. I assisted Officer Gonzalez in locating the subject's hands and placing them in handcuffs.

Once the subject was secure in handcuffs, Officer Gonzalez and Officer Wilkins walked the subject to a police car.

I further assisted by providing scene security for the residence at 631 East 28<sup>th</sup> Street pending investigation by NCPD detectives.

For further information, refer to attached reports.

Report completed on 03-11-04 at 1850 hours.

Reporting Officer DOUGHERTY	ID # 367	Division NPT	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 18:56
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ORIGINAL

Continued Y

**NATIONAL CITY POLICE  
DETECTIVE SUPPLEMENTAL**

On 031104, at about 1150 hrs, I overheard radio traffic on my National City Police radio. I heard officers in a foot chase and also heard the broadcast of information that shots had been fired. I responded to the scene at East 28<sup>th</sup> St and F Ave. Upon arrival, I met Sgt. Tellez who informed me that a male in a green [REDACTED] might have seen an outstanding suspect run away. I spoke with the male briefly (identified as [REDACTED])

[REDACTED] stated that he was seated in his vehicle in the 600 block of East 28<sup>th</sup> St when he saw a speeding [REDACTED] driving south on F Ave. The [REDACTED] crashed into a "Lowrider" and the driver of the [REDACTED] took off running on the north sidewalk. The male was a Hispanic male wearing a blue "beanie" style cap and a blue shirt. The male ran east on E 28<sup>th</sup> St and then north on the west side of a residence at 631 East 28<sup>th</sup> St.

I then walked over to a male being treated by NCFD rescue personnel at the accident scene. The male appeared to be a white male with longer brown hair. I heard Captain Gundert (NCFD) state to someone else, "It appears to be a [REDACTED] caliber gunshot wound." I then asked the male, "What's your name". He said, "[REDACTED]". I then asked him, (later identified as [REDACTED]) "Who shot you?" [REDACTED] told me, "The police". [REDACTED] also stated, "I wasn't...doing....anything" or something similar. His response was muffled due to the oxygen mask on him.

A number of officers were assembled to search for the outstanding driver. Several officers went to 631 East 28<sup>th</sup> St. I entered the backyard and eventually looked over the fence line into the front yard on the west side of the residence. I looked down into the overgrown side yard and saw something blue inside the grass. Thinking it was the hiding suspect I told him to put his hands up or he might get shot. Two hands appeared out of the grass.

Other officers ran to assist including Officer Manuel Gonzales. Gonzales was able to get one of his hands back while other officers struggled to retrieve his hiding hand. The male was later identified as Richard Ortiz. Ortiz was escorted away.

I then assisted Detective Grande with searching for evidence. See Detective Grande's report for further details.

  
Levi Hart #354 NCPD Investigations



**NATIONAL CITY POLICE  
DETECTIVE SUPPLEMENTAL**

On 031204, I was assisting National City Police Detectives in the 2500 block of F Avenue on an officer involved shooting investigation. I spoke with [REDACTED] at [REDACTED] and took her statement regarding the activity on 031104 outside her home.

**WITNESS STATEMENT:**

[REDACTED] (Witness)

[REDACTED] stated she was inside her residence washing dishes around noon on 031104. While washing dishes, [REDACTED] heard what sounded like gunshots outside her residence to the east. [REDACTED] heard about 8 loud popping sounds in a rapid succession. [REDACTED] ducked down on the floor and crawled to her son's [REDACTED] room.

[REDACTED] waited about three or four minutes and then looked out her son's window toward the south and east. [REDACTED] did not see anything and opened her front door. [REDACTED] looked south on F Ave and saw some vehicles near the high school. It appeared the vehicles were involved in an accident (she could not provide further details of the accident, i.e. vehicle descriptions). [REDACTED] saw a police vehicle near the collision. [REDACTED] did not see or hear anything else.

[REDACTED] did not see the shooting, or hear any yelling prior and after the gunshots. [REDACTED] did not hear any vehicles driving rapidly. [REDACTED] said it was quiet and peaceful prior to hearing gunshots.

  
Levi Hart #354 NCPD Investigations

Continued From: OFFICER'S REPORT ONLY		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 4		Case Number 0402679	
Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/15/2004		Day of Week MON	
Location Of Incident (Or Address) 600 E. 28th St				City NATIONAL CITY		District Beal 240	
Person(s) Involved: Victim							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

## ORIGIN:

On 031104 at about 0930 hours, Officer Shanahan took a report of a Robbery, which had occurred on 031004.

## INVESTIGATION:

On 031104 at about 1150 hours, I heard Officer Miller say over the radio that shots had been fired. I heard over the radio that an officer was needed to take a [REDACTED] at the intersection of 28<sup>th</sup> St and Highland Av. I took up a position at the above intersection. I heard over the radio that a male suspect had committed a Robbery. He was wearing a multi-colored beanie cap and a light blue shirt. Several San Diego County Sheriff's Department Deputies arrived at my location. Sgt. Tellez told me over the radio to go to the intersection of East 28<sup>th</sup> St and "F" Av to assist. I asked one of the deputies to take up my perimeter, which she did. I went to the intersection of East 28<sup>th</sup> St and "F" Av.

Upon my arrival there, I walked up to Officer Wilkins. Officer Wilkins said he needed assistance in searching a back yard in the 600 block of East 28<sup>th</sup> St because he had received information that the suspect had gone into the yard of a vacant house. Officer Wilkins pointed out the house to me. It was just west of the house at the northwest corner of East 28<sup>th</sup> St and "G" Av. I told Sgt. Harlan over the radio what Officer Wilkins told me. Sgt. Harlan told me that a witness had told Detective Hart that the suspect had ran toward East 28<sup>th</sup> St and "G" Av. [REDACTED]

Detective Hart, Officers' Wilkins, Dougherty and I went to the East Side of the house. We entered the back yard through the East yard. I was advised by one of the officers that the suspect had committed a Robbery with a knife and that he had swerved his vehicle at Officer Harward. I was also told that he was a Hispanic male. We searched the backyard, however we did not find anyone. I saw Detective Hart walk over to the southwest corner of the backyard. I then heard Detective Hart yelling at someone. I saw Detective Hart pointing his [REDACTED] Rifle at the suspect. I climbed on top of the west part of the wooden fence. I looked onto the ground on the West Side of the house. I could see a body stretched out. The body was facing northbound. I could only see the backside of the body and it appeared that the body was face down. The upper part of the body was hidden by overgrown grass. I pulled out my duty weapon.

Reporting Officer Gonzales, M	ID # 330	Division PATROL	Approved By D. J. Grande	Date of Report 03/18/2004	Time 07:12
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ORIGINAL

Continued Y

Continued From:  
OFFICER'S REPORT ONLY

San Diego Regional  
Officer's Report  
Narrative

Page 2 of 4	Case Number 0402679	
Date 03/15/2004	Day of Week MON	Time 12:24
Location Of Incident (Or Address) 600 E. 28th St	City NATIONAL CITY	District Beat 240
Person(s) Involved: Victim		
Suspect (If Named) Ortiz, Richard		
Property Tag No.(s)		

I could hear officers yelling at the subject on the ground. I saw Sgt. Harlan standing several feet away from the subject. Sgt. Harlan yelled over to me to jump over the fence, to let other officers know what I was doing for my safety. I jumped the fence and landed at the lower end of the subject's body. I could hear the subject crying. I could not see the subject's upper body, from the back up. I could see that the subject had on a light blue shirt and black pants. I could not see the subject's hands. I put my weight on the upper part of the subject's body. I yelled out to other officers that I could not see his hands. Officer Dougherty came up to me to assist me in handcuffing the subject. I was able to put my hands into the grass and pull his right hand away from what felt like the right side of the subject's head area. I had to pull on the right hand to get it behind the subject's back, because the subject would not pull it away from the head. I yelled out that I had hold of one hand. I then yelled out that I could not see the other hand. I reached into the grassy area, near the left side of the subject's head. I was able to grab hold of the left hand. However, I had to pull on it also, because the subject would not pull it away from the head. I put the left hand behind the subject's back and was able to handcuff the subject.

Other officers and I stood the subject up. It was then that I was able to see that he was a Hispanic male. He was covered in grass. I could now see that he had on a black beanie cap, with a logo on it. I later discovered that this logo was of a subject with a big head and big eyes. It was silver in color. I quickly patted the male down for weapons. He did not have any weapons on him.

[REDACTED]

[REDACTED]

At the same time I did this, I pulled on the male's pants to keep them from falling off. Officer Wilkins and I walked the male, who was later identified as Richard Ortiz, to my patrol vehicle.

Officer Wilkins searched the male incident to his arrest. Officer Wilkins found what appeared to be the tube of a pen. It had black electrical tape on it and was bent at one end. It appeared to be the shape of a pipe. I have about 70 formal hours of narcotics training, including training from the California Narcotics Officers Association. I have seen hollowed out pens in the past, which were used to snort drugs through. I have also seen devices in the past, which were made in the shape of a pipe, to smoke drugs through.

Reporting Officer Gonzales, M	ID # 330	Division PATROL	Approved By D. J. Grande	Date of Report 03/18/2004	Time 07:12
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ORIGINAL

Continued Y

Continued From OFFICER'S REPORT ONLY		<b>San Diego Regional Officer's Report Narrative</b>		Page 3 of 4		Case Number 0402679	
Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/15/2004		Day of Week MON	
Location Of Incident (Or Address) 600 E. 28th St				City NATIONAL CITY		District Beat 240	
Person(s) Involved: Victim							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

I checked Ortiz' pulse to make sure he was not under the influence of any controlled substances. His pulse was normal. I compared his pupils to my Pupilometer Card. His pupils were normal.

I transported Ortiz to the police station for processing. The entire time Ortiz continually cried and yelled. I did not ask him any questions. He made several voluntary statements. He continually yelled, "Oh my God." He also said, "I'll be killed by my family. Oh please sir. I'm sorry. This is bullshit. How come I'm the only one getting arrested. I want to talk to my lawyer. I just tried to get some money back for my family. Please forgive me. I want to call my lawyer."

Once at the station, Ortiz calmed down. As I was walking him through the holding facility, Ortiz said, "I was doing so good too sir. I shouldn't of gone there."

Based on the fact that Ortiz said he wanted a lawyer, I did not read him his Miranda Rights. I processed him at the police station.

I asked Ortiz if he was injured. He showed me his right forearm. It was scraped up. I asked him how he got the injuries and he said he did not know. I then asked him if he had any other injuries and he said, "That's it." I had him take off his shirt. I could see that he had more scrape marks on his left arm, his stomach and back area. I did not locate any other injuries. I took digital film of his injuries and his clothing. I took out the disc and impounded it into evidence at the police station. I took all his clothing from him for evidence. He did not have any underwear. I gave him a paper suit, which he put on. The paper suit covered him from neck to feet.

Ortiz was later transported to county jail and booked.

### EVIDENCE:

Tag #I0020025      One beanie cap. One light blue shirt. One black pair of pants. One belt.  
One pair of black shoes.

Tag #I0020026      One plastic tubing of a pen.

Tag #I0020027      One disc.

Reporting Officer Gonzales, M	ID # 330	Division PATROL	Approved By D. J. Grande	Date of Report 03/18/2004	Time 07:12
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Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/15/2004		Day of Week MON		Time 12:24	
Location Of Incident (Or Address) 600 E. 28th St				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

### INJURY:

Ortiz sustained scrape marks on his right forearm, left arm, stomach and back area.

### RELATED REPORTS:

See the Crime Case #0402679 by Officer Shanahan for further details.

Reporting Officer Gonzales, M	ID # 330	Division PATROL	Approved By D. J. Grande	Date of Report 03/18/2004	Time 07:12
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH ST		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, DANIEL 2		District 240	Beat 240	
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				

Detective follow-up

On 03-12-04, I met with Ray Crawford at NCPD and interviewed him reference this case. I tape recorded and videotaped this interview. I later impounded the tapes at NCPD.

Statement of Ray Crawford: (Witness)

Crawford is employed by the city of National City as a Parking Enforcement Officer. He is assigned to write parking citations to vehicles within the city. He wears a light blue uniform and has National City Parking Enforcement patches on his shoulders. He either drives a white and blue parking enforcement scooter or he rides with a partner in a white city Ford Ranger truck. On 03-11-04, he was in uniform and riding with Sheila Carranza in the white city truck. Carranza is also a city employee responsible for citing and impounding vehicles in the city. Crawford had marked vehicles for 72 parking violations earlier in the week. So in order to impound the vehicles, he teamed up with Carranza.

They were patrolling the area on the west side of the city. Crawford had received complaints from business owners that people were illegally parking in the west alley of 1800 Wilson Ave. At about 1110 hours, Carranza drove into the alley and Crawford saw two cars parked in the alley. He started writing a ticket to the first vehicle, which was a black Dodge Avenger. He also saw a blue [REDACTED] parked in the alley.

Crawford saw the driver of the [REDACTED] get out. He also saw a person in the right front passenger seat but could not provide a description. He saw another person in the back seat. He thought the rear passenger was a female because at one point, she stuck her arm out the rear passenger window. Crawford saw her arm had silver bracelets on them. Crawford

The driver walked up to Crawford. Crawford thought the driver appeared nervous because he was fidgeting. The driver told Crawford that if they were causing problems, they would move. He said they were having problems with the radio and it was smoking. The driver continued and said they could move their car if needed and would move to the trolley station parking lot. Crawford explained that he would like them to move because he did not want to seem unfair by giving a ticket to one car and not the other. Crawford said the driver was very appreciative and agreed to move. Their contact lasted about two to three minutes.

Crawford thought this activity was very strange. He said the driver did not act like a guy who normally receives a break on getting a parking ticket. Crawford said the driver was overly appreciative. Crawford said most people say they will be done working on their car momentarily and ask for a few minutes to finish. Crawford said the driver was overly willing to move. Crawford and Carranza even talked about how odd the driver was. Carranza even had NCPD dispatch run a records check on the [REDACTED] which initially showed the car was not stolen.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 2 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH ST		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, DANIEL 2				
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				

Carranza and Crawford backed out of the alley so the [REDACTED] could back out. Crawford saw the driver backing out of the alley and saw he was weaving as he backed up. Crawford thought the driver may have been driving too fast and that he was losing control or he thought he may have been under the influence of something. Carranza and Crawford later returned to NCPD and Crawford got into his scooter. NCPD dispatch then asked Carranza if the [REDACTED] was occupied when she ran the plate and she said it was. NCPD dispatch said the car was stolen. While at NCPD, Crawford talked with Officer Shanahan who told him the car was used in some sort of crime the night before. Crawford told Officer Shanahan about the driver saying he was going to the trolley station. Crawford drove from NCPD and checked the area of 1800 Wilson for the [REDACTED]. He later heard that there were shots fired and a collision involving the [REDACTED] and other NCPD officers. He drove to 26<sup>th</sup> St. and D Ave. and conducted traffic control by not allowing vehicles or people into the area.

Crawford described the driver as a Hispanic male, 5-06 to 5-07, 220 to 230 pounds wearing a dark beanie. Crawford was not sure if he could recognize a photo of the suspect again due to the beanie. I showed Crawford a photo line up, with Ortiz depicted in number five. He said he did not want to pick the wrong person so he was not able to select Ortiz in the line-up.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 1	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH ST		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, D		District	Beat 240	
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				

Detective Follow-up

On 03-12-04, I was assisting Detective Rounds in the follow up investigation reference this case. Detective Rounds was interviewing [REDACTED] at the scene of the shooting. During his interview, [REDACTED] told him that the male who was operating the garage sale on the north side of the apartment complex was the person who the suspect, Richard Ortiz, had been talking with just prior to the shooting. I talked with the male, who identified himself as [REDACTED]. I tape recorded our conversation and later impounded it at NCPD.

Statement of [REDACTED] (Witness)

[REDACTED] lives at [REDACTED]. He has known a male named "Richard" for about six to seven years. He has gotten to know Richard over the years because he has been passing through [REDACTED] apartment complex. On 03-11-04, at about 1145 hours, Richard approached [REDACTED] with a CD player and they began talking. During their conversation Richard said, "I'm riding a [REDACTED]". Richard then said he wanted to sell the CD player. He said he wanted \$40.00 for the player. [REDACTED] said he would give him \$10.00 and Richard accepted.

Richard was looking all around and looking around corners. [REDACTED] did not see anybody else with Richard. Based on Richard's actions, he thought Richard was up to something. [REDACTED] paid Richard for the CD player. Richard left and walked to the back (south) parking lot. [REDACTED] later heard rapid gunshots coming from that area. Another male, [REDACTED] later rode up to [REDACTED] on a bicycle and said Richard had stolen his car and tried to run him over and run over the officers. [REDACTED] then rode off on his bicycle.

[REDACTED] still had the CD player that he purchased from Richard. He had it displayed at the garage sale. [REDACTED] said I could take it so I collected it and later impounded it at NCPD. I showed [REDACTED] a photo line up depicting Ortiz in number five. [REDACTED] pointed to number five and said, "That's Richard."

TAG # 20076- CD Player

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Code Section And Description (one incident only) PC / 187*604 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E 24TH ST				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim HARWARD, DANIEL							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

### Detective Follow-up

On 03-11-04, Detective Rounds and I interviewed [REDACTED] at NCPD reference this case. I video and tape-recorded the statement. I later impounded the tapes at NCPD.

#### Statement of [REDACTED] (Witness)

[REDACTED] was dropping [REDACTED] off at Sweetwater High School. He was parked facing eastbound in the 600 block of 28<sup>th</sup> St., along the south curb. After [REDACTED] got out of the car, he straightened her seatbelt and started to drive off. He drove about one to two feet and heard skid marks. He had his stereo on and could not tell how close the skidding was to him. His car was then hit on the left/rear side by a blue four door [REDACTED] (V-1). The front of [REDACTED] car (V-2) spun north/west. [REDACTED] heard the engine of the [REDACTED] still racing and the tires squealing even though it had come to a stop by smashing into his car.

The driver of the [REDACTED] opened the driver door and ran eastbound on 28<sup>th</sup> St. [REDACTED] tried to get out of his driver door but it would not open so he got out the passenger door. He saw the police approaching on F Ave. He then saw [REDACTED] on the ground. He saw a white male get out of V-1 and run northbound on F Ave. There was another white male who had been helped out of V-1 and placed on the ground. This male was yelling, "I'm gonna loose my leg." There was a female that was there, who was saying she was also inside the car.

The officers were also there and [REDACTED] heard them saying that the [REDACTED] was stolen and had been parked up the street. He heard that when the officers tried to stop the [REDACTED] the driver tried to run them over. [REDACTED] later saw the driver of the [REDACTED] handcuffed and being removed from the yard of near-by house. [REDACTED] said this was the driver that crashed into his car and ran off. [REDACTED] said the male that was complaining about his leg was white, 23 to 24 years old. He had a ponytail and dirty blonde hair. He was thin and wearing blue jeans. [REDACTED] thought the female that said she was in the car was a "tweaker" based on her movements and speech. She had a blouse and a sweater on. She also had glasses, either prescription or regular sunglasses.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District 244	
Person(s) Involved: Victim Harward, D							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### OFFICER'S SUPPLEMENTAL

On Thursday, March 11, 2004, at about 1149 hours, I was working as uniformed police officer assigned to the community services bureau. On this date, at about this time, I monitored radio transmissions regarding Police Services Officers sighting a black [REDACTED] that had been stolen the previous night by method of carjacking. Officers Harward and Miller located the vehicle to the rear of 620 East 24<sup>th</sup> Street.

I responded from 933 'E' Avenue as I continued to monitor radio traffic. While en route, I heard Officer Harward in a distressed transmission state the suspect driving the stolen vehicle had attempted to run him down. He followed up his transmission by relaying that "shots were fired". Shortly after this transmission, Harward advised the vehicle sped away south on 'F' Avenue and collided with another vehicle in at the intersection of East 28<sup>th</sup> Street and 'F' Avenue. Immediately following the collision the suspect fled eastbound on 28<sup>th</sup> Street.

At the time I arrived in the area, I took a perimeter position in the 2700 block of Highland in order to contain the northeastern sector. Shortly afterwards, Officer Geidel arrived and relieved me, and I responded to the area of the traffic collision in the area of 2700 'F' Avenue. While standing in the 600 block of East 28<sup>th</sup> Street, I was informed by Detective Hart that witnesses had seen the driver of the stolen vehicle run east and then disappear in the yard of 631 East 28<sup>th</sup> Street. I later spoke with these (two) witness, who told me he had seen the suspect go towards this residence and he had most likely not left the area.

I gained the assistance of Officer Gonzales, Detective Hart, as well as Officers Dougherty and Ybarra to search the outer perimeter of the property located at 621 East 28<sup>th</sup> Street. As officers cleared the backyard and swept around to the side (west) yard of the property, Detective Hart located the suspect, Richard Ortiz hiding underneath brush. Without knowing Ortiz's identity at the time, I recognized that he matched the description of the outstanding suspect given by the pursuing officers. It appeared that Ortiz was so hunkered down in his position that it was difficult for Gonzales and the other officers to handcuff him.

After he was handcuffed, Ortiz while conscious and coherent, made his body limp, which made it difficult for officers to remove him from the area. With the assistance of Officer Gonzales, we held Ortiz up and carried him a few feet as we moved towards nearby police cars. As we walked Ortiz to the car he spontaneously began shouting, "I'm sorry, it's not my fault. They kidnapped me! They made me do it!" As we escorted Ortiz passed Officers Harward and Miller, they each separately identified Ortiz as the driver/suspect from the carjacking vehicle.

Once we reached Officer Gonzales' vehicle, I conducted a search of Ortiz' person. Among other miscellaneous items, I found a plastic makeshift smoking pipe that I recognized from my training and

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:49	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District		Beat 244	
Person(s) Involved: Victim Harward, D									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

experience to commonly be utilized in the ingestion of narcotics. I turned over custody of these items to Officer Gonzales who later transported Ortiz to NCPD.

After assisting with Ortiz, I was directed by Sergeant Tellez to [REDACTED]

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 EAST 24TH STREET				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named)							
Property Tag No.(s)							

## OFFICERS SUPPLEMENTAL REPORT

### ORIGIN:

On 03/11/04 at about 1150 hours, I responded to 620 East 24<sup>th</sup> Street on a report of a police involved shooting. Officer Harward and Officer Miller were attempting to apprehend a suspect driving a stolen vehicle and fired shots at the car when the suspect Richard Ortiz tried to run them over.

I arrived at the scene and assisted by blocking the westbound traffic on East 24<sup>th</sup> Street and Highland Avenue. While I was at my traffic post I was approached by [REDACTED], the owner of the stolen vehicle, who told me he witnessed the shooting behind the apartment and was the one who found his car parked in the parking lot. I obtained the below listed statement from [REDACTED] reference the shooting.

After obtaining [REDACTED] statement I cleared my traffic post and was ordered to drive him to NCPD and wait with him and several other witnesses until they could be interviewed by detectives.

### STATEMENT:

[REDACTED] said he reported his car stolen about an hour prior to the shooting. [REDACTED] was riding his bike to see a friend near East 24<sup>th</sup> Street and Highland Avenue. [REDACTED] passed through the apartments located in the 600 block of East 24<sup>th</sup> Street next to the roller skating rink on his way. [REDACTED] saw his car parked in the rear parking lot of the apartments with a white male and female he did not know.

[REDACTED] approached the car and asked the male passenger where "Richard" was. [REDACTED] was told that he went into one of the apartments. [REDACTED] decided to ride over to his friend's house and get help so he could get his car back. As he rode around the front of the apartments he saw two police officers standing on the corner of East 24<sup>th</sup> Street and F Avenue.

[REDACTED] rode over to the officers and told them his stolen car was parked behind the apartments. The two police officers walked toward the back of the complex and [REDACTED] decided to ride around the other side of the building. [REDACTED] got behind the apartments before the police officers and he saw "Richard" seated in the driver's seat inside his car and was starting the engine.

[REDACTED] yelled for "Richard" to leave the car and get out. "Richard" said, "No wait! I want to talk to you! Come over here!" [REDACTED] stepped between two parked cars and watched "Richard" back the car out of the parking space. "Richard" saw the two police officers walking up when he was backing out of the stall.

Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande	Date of Report 03/12/2004	Time 23:35
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 EAST 24TH STREET				City NATIONAL CITY		District Beat	
Person(s) Involved: Victim							
Suspect (If Named)							
Property Tag No.(s)							

█████ saw "Richard" accelerate and swerved toward the shorter of the two officers who was standing to the right of the car. The car came within about two or three feet of the officer who backed up and fired a shot at the car. When the car passed the first officer, "Richard" swerved toward the second taller officer who was standing left of the car. The second officer had to jump out of the way to avoid being hit and also fired his gun at the car.

█████ saw "Richard" drive off southbound on F Avenue and out of sight. █████ believed "Richard" was intentionally trying to run down the two police officers as he left the parking lot.

█████ can identify "Richard" if seen again. He thinks he can identify the male passenger but he did not get a good enough look at the female passenger to provide much of a description.

█████ described "Richard" as being a Hispanic male adult, 26 to 27 years of age, 5'11" tall, 220 to 225 pounds, shaved head, clean shaven, light complexion, muscular to fat build, wearing silver wire rimmed glasses, black t-shirt, black pants, white shoes. "Richard" used to live at █████ in National City.

█████ described the right front male passenger in his car as being a white male adult, 25 to 30 years, 6'0" tall, 160 to 165 pounds, thin build, light complexion, unshaven, blonde hair, wearing a light colored tank top.

█████ described the female passenger as being a female, with long hair NFD.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Time 11:50
Person(s) Involved: Victim HARWARD, D		District	Beat 246
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s) 10019600			

### DETECTIVE FOLLOW-UP REPORT

On March 11, 2004, at about 1447 hours, Detective Rounds and I interviewed [REDACTED] at the National City Police Department Investigations Interview Room B. The interview with [REDACTED] was captured on audio and videotape, which was later impounded at the National City Police Department. The following is a synopsis of [REDACTED] statement and is not all-inclusive. Refer to the impounded audio and videotapes for additional information.

#### Statement of [REDACTED]:

[REDACTED] is the [REDACTED] of [REDACTED]. [REDACTED] has been contracted by [REDACTED] to work at [REDACTED]. [REDACTED] was contacted to haul spoils out off campus.

On March 11, 2004, at about 0555 hours, [REDACTED] arrived at Sweetwater high school. [REDACTED] was escorted onto the campus via the 28<sup>th</sup> street entrance. [REDACTED] had completed his third load and was returning to Sweetwater High School.

At about 1135 hours, [REDACTED] stopped at the intersection of E 26th Street at F Ave., facing eastbound. [REDACTED] saw a small blue four door [REDACTED] traveling northbound on F Ave. The windows of this [REDACTED] were down; therefore, [REDACTED] was about to see inside. The [REDACTED] was occupied by a male driver, a male front passenger and a female right rear passenger. The male driver was wearing a beanie. It is unknown what the male passenger was wearing and the female was sitting low in the back seat (appeared to be hiding). [REDACTED] thought it was odd that these people who appeared "Ghetto" looking would be driving around the school. [REDACTED] got the feeling that these people were up to no good. [REDACTED] made a right turn onto "F" Ave., and drove onto the campus. The [REDACTED] continued north on F Ave.

Upon [REDACTED] arrival at the school, he was told by [REDACTED] the Safety Coordinator that he had until 1200 hours before the lunch bell rings. If [REDACTED] was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. [REDACTED] loaded the spoil onto his truck and drove to E 28<sup>th</sup> Street and F Ave. [REDACTED] stopped his truck before exiting the campus. [REDACTED] placed a tarp over the back of his truck and was standing to the rear and heard the impact of a collision. [REDACTED] saw a Hispanic female being thrown about three feet.

[REDACTED] saw that the blue [REDACTED] he had seen earlier collide into a gold "Low Rider." [REDACTED] saw a Hispanic female trying to pull the front passenger out of the [REDACTED]. This female was the same female [REDACTED] had seen inside the [REDACTED] while at E. 26<sup>th</sup> Street and F Ave. [REDACTED] described the front right passenger as being a white male. [REDACTED] never saw the driver after the accident; therefore, did not know if the person being pulled out of the car was the driver or passenger. The female asked [REDACTED] to help pull the male out of the car. [REDACTED] grabbed the white male by the jacket and pulled him out and away from the car.

Reporting Officer E.CORDERO	ID # 336	Division INV	Approved By D. J. Grande	Date of Report 03/12/2004	Time 09:22
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 2 of 2	Case Number 0402879
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, D				
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s) I0019600				

described the Hispanic female as being in her late 20's or earlier 30's.

IMPOUNDED EVIDENCE

Tag No.	Description
I0019600	(2) Videotapes (2) Audiotapes

End of Report  
Detective E. Cordero

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Code Section And Description (one incident only) PC / 187.664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24TH STREET				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim HARWARD, D				District		Beat 200	
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

### OFFICER'S SUPPLEMENTAL

On Thursday, March 11, 2004, at about 1150 hours, Officer Dougherty and I responded the scene of a collision, which involved a vehicle of a carjacking, at [REDACTED] E. 28th Street. The collision was stemming from an officer involved shooting that occurred at 640 E. 24<sup>th</sup> Street. Please refer to Officer Shanahan's crime case report for all the details reference this incident.

Officer Dougherty and I were on duty, dressed in plainclothes and driving and unmarked police car. We stopped and parked our vehicle at the southwest corner of E. 26<sup>th</sup> Street and "F" Avenue. We walked over the scene of the collision at E. 28<sup>th</sup> Street and "F" Avenue. I could hear over my police radio that one male (suspect) was still outstanding. The suspect was described as a Hispanic male adult, wearing a multicolored beanie cap and a light blue shirt. The suspect had been last seen running eastbound on E. 28<sup>th</sup> Street from the scene of the collision.

[REDACTED]  
[REDACTED] Several minutes later, I was told that the outstanding suspect, later identified as Richard Ortiz, had been taken into custody in the yard of 631 E. 28<sup>th</sup> Street.

At 1320 hours, Lieutenant Fifield assigned to take up a security post at E. 28<sup>th</sup> Street and "F" Avenue, while Officer Don Geidel conducted a collision investigation. I began to keep a log for all persons entering and leaving the scene of the collision from "F" Avenue. The following people were already inside the scene: Lieutenant Fifield, Lieutenant Allen, Sergeant Harlan, Sergeant Tellez, Officer Geidel and Vehicle Abatement Officer Sarmiento.

#### Scene Log for 600 E. 28<sup>th</sup> Street:

<i>Time:</i>	<i>Name:</i>	<i>Activity:</i>
1326 hours	Lieutenant Fifield	Left the scene
1337 hours	Sergeant Triviz Detective Meeks Crime Scene Specialist Chavez	Entered the scene

Reporting Officer A. YBARRA	ID # 381	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:31
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ORIGINAL

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Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 2 of 3		Case Number 0402879			
Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH STREET				City NATIONAL CITY		District		Beat 200	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

1345 hours	Sergeant Harlan	Left the scene
1350 hours	Lieutenant Allen Sergeant Tellez	Left the scene
1350 hours	Crime Scene Specialist Esterly	Entered the scene
1357 hours	Sergeant Triviz	Left the scene
1600 hours	Sergeant Bishop	Entered the scene
1419 hours	Sergeant Triviz Detective Nagle Detective Grande Detective Remmers Detective Young Detective Hart D.H.S. I.C.E. James Stever III	Entered the scene
1438 hours	Sergeant Triviz Detective Nagle Detective Grande Detective Remmers Detective Young Detective Hart D.H.S. I.C.E. James Stever III	Left the scene
1500 hours	Officer Lechnir	Entered the scene
1504 hours	Detective Hart D.H.S. I.C.E. James Stever III	Entered the scene

Reporting Officer A. YBARRA	ID # 381	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:31
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ORIGINAL

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24TH STREET				City NATIONAL CITY		District	Beat 200
Person(s) Involved: Victim HARWARD, D							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

1506 hours	Sergeant Bishop	Left the scene
1508 hours	Detective Hart D.H.S. I.C.E. James Stever III	Left the scene
1540 hours	D.A.C.I. Vincent Giaime	Entered the scene
1555 hours	Sergeant Bishop	Entered the scene
1600 hours	D.A.C.I. Vincent Giaime	Left the scene

At about 1714 hours, Officer Geidel told me I could stop keeping track of persons entering and leaving the scene. I had no further involvement with this investigation.

**End of Report**

Reporting Officer A. YBARRA	ID # 381	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:31
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ORIGINAL

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E 24TH ST				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim HARWARD, D				District		Beat 240	
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

### OFFICER'S SUPPLEMENTAL

On 03-11-04, at about 1205 hours, I responded to the area of 2600 F Avenue on the report of an officer involved shooting. While en route, I heard radio traffic that the officer involved shooting stemmed from an armed carjacking, and that the vehicle was accounted for but the driver was outstanding. I parked my vehicle at the intersection of East 26<sup>th</sup> Street and F Avenue, blocking southbound travel on F Avenue. I walked southbound and saw a blue [REDACTED] that had apparently been involved in a collision with another vehicle. I saw a white male, later identified as [REDACTED], being tended to by medics. [REDACTED] had a bandage around his left knee and appeared to be bleeding.

I spoke to Sergeant Harlan, who requested I go with [REDACTED] to the hospital. I got into AMR unit #418 and attempted to speak with [REDACTED]. Sergeant Bishop approached the side door of the ambulance, and told me that [REDACTED] girlfriend would be going to the hospital with us. Sergeant Bishop handed me a piece of paper with the name "Maria Teresa Urzua" written on it. I wrote down the information. Sergeant Bishop told me that Urzua was also a suspect and that she had been seated in the rear passenger seat. Sergeant Bishop handed me her purse. Sergeant Bishop told me the purse had not been searched. Urzua got into the front right passenger seat of the ambulance. Since Urzua had been reportedly been inside a vehicle that was used in an armed carjacking, I asked her if I could search her belongings for weapons. Urzua said that I could. I did not see any weapons inside Urzua's purse.

I was in the back of the ambulance near the driver's compartment divider. Inside the ambulance were Gamester #2201, Jackson #306, Dean-Bennet #9981, and Butts #1233.

[REDACTED] told me his name. I asked [REDACTED] who had been driving the [REDACTED] and [REDACTED] told me the subject called himself "Richard." I asked [REDACTED] where he had gotten into the vehicle. [REDACTED] told me he had gotten into the car on Highland Avenue near a car wash by Division Street. I telephoned NCPD dispatch on the way to the hospital. I requested an additional officer, since I would not be able to monitor both [REDACTED] and Urzua at the same time. Dispatch advised they would request a San Diego Police Officer to respond to UCSD.

Upon arrival at UCSD hospital, [REDACTED] was taken to the second floor to the trauma unit. While in the elevator on the way to the second floor, Urzua started talking to [REDACTED]. I told Urzua that I did not

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Page 2 of 3	Case Number 0402679		
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E 24TH ST	City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, D			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

want her talking to [REDACTED]. I went with Urzua to a security room on the first floor. Security told me they did not have the man power to stay with Urzua while I was with [REDACTED]. I stayed with Urzua in the security room on the first floor since [REDACTED] would probably be going into surgery and I did not want Urzua to walk away from the hospital.

While with Urzua, she continually made spontaneous statements regarding the incident. Urzua started by saying, "We had a weird feeling today when we were drinking." Urzua started saying that the driver of the [REDACTED] Richard, "looked like a nice guy." Urzua told me that [REDACTED] was her boyfriend, and she was concerned that [REDACTED] had been shot. She and [REDACTED] had been dating for four to four and a half years.

Urzua told me that she had been dumpster diving on Highland Avenue near the car wash in the 200 block. Urzua told me that "Richard" offered her and [REDACTED] a ride to sell a CD player she had found in a dumpster. [REDACTED], Urzua, and "Richard" then went to a trailer park in Imperial Beach. Richard went inside the trailer with the CD player, and returned a few minutes later saying that he was only offered \$30.00 for the CD player. Richard thought they could get more money for it.

They went to an alley, where a "security guard" told them they could not park their car there. [REDACTED] was attempting to install a stereo in the dashboard. Richard drove away and [REDACTED] continued to attempt to install the stereo.

Urzua said Richard drove to some apartments. Richard "got out of control and speeded fast. I told him he did not know how to drive." Urzua told me that four to five officers approached with their guns out and Richard began panicking. The police started walking up the driveway and, "he didn't care if the cop was there. He wanted the cops out of his way. There were cops in front of us."

Urzua said, "The cops must be thinking, 'You almost ran us over.'" Urzua heard several gunshots and realized that [REDACTED] had been shot. Richard drove "about 50" and crashed. Urzua stayed at the scene of the collision to tell the officers that she had been in the vehicle.

While with Urzua, San Diego Police Sergeant J. Reschke #3556 arrived at about 1330 hours. Reschke told me that he had responded to the trauma room and spoken to [REDACTED]. I asked Sergeant

Reporting Officer D KERR	ID # 387	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 18:43
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E 24TH ST				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

Reschke if he could prepare a report for me. Reschke wrote his report, left the hospital, and returned with a hard copy of the report.

While talking to Urzua, I noticed her speech was rapid. I conducted a record check with NCPD dispatch and discovered that she was on probation for being under the influence of a controlled substance. I took Urzua's pulse at about 1506 hours. I found her pulse was about [REDACTED] beats per minute. I looked at Urzua's light while under a bright fluorescent light. Both of Urzua's pupil's were about [REDACTED] mm (measured with pupilometer). There was a [REDACTED] reaction when introduced to the direct light of my flashlight. I saw that Urzua's tongue had slight white coating, and Urzua told me she was thirsty. I performed the Rhomberg test on Urzua and discovered her internal clock was [REDACTED] (estimated [REDACTED] at [REDACTED]).

I asked Urzua if I could search her purse again. Urzua said I could. Urzua has also waived her fourth amendment rights as a condition of probation. I located butane fuel, a torch, a small piece of plastic consistent with the type used to package narcotics, on a container that had a white crystal residue.

Detective Jeffrey Meeks arrived. Detective Meeks asked Urzua if she would mind coming to the station voluntarily. Urzua agreed to go to the station. Detective Meeks and I went to the station with Urzua. At no time while Urzua was with me was she handcuffed.

END OF REPORT

COMPLETED BY D. KERR #387 031104/1850

Reporting Officer D KERR	ID # 387	Division NPT	Approved By D. J. Grande	Date of Report 03/11/2004	Time 18:43
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Code Section And Description (one incident only) PC / 187.604 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St.				City NATIONAL CITY		District Beal 246	
Person(s) Involved: Victim Harward, Dan, Miller, Christopher							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### Officer' Supplemental

On 031104, at about 1149 hours, I was on duty as the Day Shift Watch Commander talking with Sgt. Harlan, the Day Shift Supervisor, in the Sergeant's Bay. At about this time I overheard radio traffic that officers located a carjacking vehicle and were walking up on it. A few moments later one of the officers stated in a distressed tone that they were in foot pursuit. At this time Sgt. Harlan and I discontinued our conversation and Sgt. Harlan left the building to go assist. I then heard radio traffic that police had fired shots. I immediately left the building and headed to the area of E. 28<sup>th</sup> St. and F Ave. where there were now reports that the suspects had crashed and one was running from the scene.

Upon my arrival at the intersection of E. 28<sup>th</sup> St. and F Ave., I saw that a blue [REDACTED] had collided with a gold [REDACTED]. Officer's Harward, Miller and Sgt. Tellez were the only officers I saw at the scene. I saw a white male adult later identified as [REDACTED] on the ground being assisted by Sweetwater High School staff. [REDACTED] had an injury to his left leg that was bleeding. I also saw a female, later identified as Maria Urzua, kneeling next to [REDACTED]. I saw that the blue [REDACTED] had several bullet holes in it. [REDACTED]

The first person I talked with was Officer Harward. Officer Harward pointed at the male later identified as [REDACTED] and stated, "I was one of the officers who shot." I confirmed with Harward that he had fired shots and [REDACTED] was wounded by one of the rounds. Officer Harward confirmed that and stated that Frisbie was the right front passenger in the blue [REDACTED]. [REDACTED] was being attended to and I did not take any statements from him. Now knowing that Officer Harward was one of the involved shooting officers I directed him to Sgt. Tellez to give a public safety statement. I also told Officer Harward that we would clear him from the scene as soon as we could.

I then talked with Officer Miller. Officer Miller told me that he too had fired shots at the vehicle. I told Officer Miller to keep an eye on [REDACTED] and Urzua and that he should report to Sgt. Tellez shortly to give him a statement. I then talked with the driver of the gold [REDACTED] because he appeared to be the parent of a teenage girl who was injured. The man told me that the girl, [REDACTED] was his stepdaughter and that she had been standing next to his vehicle when the [REDACTED] hit her and his vehicle. He confirmed that she was standing outside of the [REDACTED] when she was struck. She appeared to have a minor injury to one of her legs. EMT's were treating her and I did not talk to her. I advised [REDACTED] to stand by and he would be interviewed.

At the same time that I was involved in the scene at E. 28<sup>th</sup> St. and F Ave. Officers were searching for the outstanding suspect who was the driver of the blue [REDACTED]. He was last seen around the houses a block away at E. 28<sup>th</sup> St. and G Ave. After several minutes of searching a male was located hiding in the yard at 631 E. 28<sup>th</sup> St. This male was later identified as Richard Ortiz and confirmed as the driver of the blue [REDACTED] that officers had fired at and shortly thereafter collided with the gold [REDACTED]. Ortiz was arrested and transported to the police station. At about the

Reporting Officer K. Fifield	ID # 355	Division PATROL	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:05
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Officer's Report  
Narrative

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU	Time 11:49	
Location Of Incident (Or Address) 620 E. 24th St.			City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim Harward, Dan, Miller, Christopher					
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s)					

same time Ortiz was located, I directed Officer Kerr to go with [REDACTED] and Urzua who were being transported via ambulance to the hospital.

Sgt. Tellez collected public safety statements from Officers Harward and Miller while I coordinated with other officers and detectives who were investigating the crime scenes. After doing this I responded to the police station to take care of duties related to this incident.

Lt. Keith Fifield #355

Reporting Officer K. Fifield	ID # 355	Division PATROL	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:05
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# San Diego Regional Officer's Report Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)		City NATIONAL CITY	District	Beat 240	
Person(s) Involved: Victim					
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s)					

## Detective Supplemental

During the investigation of an Officer Involved Shooting that occurred on March 11, 2004, I spoke to National City Police Service Officer S. Carranza. I interviewed Carranza regarding her witnessing the suspect, Richard Ortiz in possession of the stolen [REDACTED] before the shooting incident.

During the interview, Carranza told me that she ran the license plate number to the [REDACTED] through DMV records via NCPD Dispatch. NCPD Dispatch advised Carranza the [REDACTED] had **not** been reported stolen.

This supplemental report is to clear up any discrepancies in her statement regarding the [REDACTED]. The word "not" was inadvertently left out of my initial report, and overlooked at the time of the initial report being approved.

Reporting Officer GRANDE	ID # 249	Division INV	Approved By R. G. Triviz	Date of Report 03/31/2004	Time 15:01
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Code Section And Description (one incident only) PC / 187'684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 20TH ST				City NATIONAL CITY		District	Beat 243
Person(s) Involved: Victim MILLER, C							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

**DETECTIVE FOLLOW-UP**

**VICTIM STATEMENT FROM OFFICER C. MILLER**

*On March 11, 2004, at about 1700 hours, Detective Grande and I interviewed National City Police Officer Christopher Miller (ID #413) in an interview room within the National City Police Department's Investigations Division. The interview was captured on audio and videotape, and was later impounded into evidence at NCPD. The following is a statement from Officer Miller and it is not all-inclusive. Please refer to the audio and videotape for a complete statement.*

**Officer Christopher Miller (ID #413)** has been employed by the National City Police Department since September 2002. He completed his probationary period on March 10, 2004, and has been functioning as a solo officer for the last six months.

On March 11, 2004, Officer Miller was assigned to the Patrol Division, Day Shift (0600 – 1600 hours), Squad "A", working as a solo officer on his assigned beat (21), and his radio call sign was [REDACTED]. He was working in full uniform, which consist of National City Police shoulder patches on both arms, a gold police badge on the front left breast, and a duty belt. A [REDACTED] caliber semi-automatic handgun is Officer Miller's [REDACTED] weapon, carried on his [REDACTED] [REDACTED] magazines have a [REDACTED] round capacity. An [REDACTED] round is loaded in the chamber of the gun (standard operating procedure). On this day, Officer Miller was driving NCPD patrol car #370, a fully marked black and white vehicle with overhead red and blue emergency lights.

On or about 1120 hours, Officer Miller heard a police radio broadcast bulletin (B.O.L.) regarding a carjacked vehicle that had been seen in the west alley of the 1900 block of Wilson Avenue, National City, within the last twenty minutes. Three subjects occupied the stolen vehicle. Police Service Officer S. Carranza had relayed this information to NCPD Dispatch. NCPD Dispatch advised the field units of the carjacked vehicle's description, license plate number, and of the weapon used during the taking of the vehicle being a knife. Officer Miller said he remembered the vehicle description as being a dark blue [REDACTED], with the last three digits of the plate being similar to [REDACTED]. A description of the suspects (*possibly 3 suspects involved*) was also broadcasted by dispatch.

Officer Miller went to the west alley of 1900 Wilson Avenue to investigate. Upon his arrival, he was unable to locate the carjacked vehicle. During this time, PSO Carranza advised over the police radio that one of the occupants of the carjacked vehicle mentioned their car radio was not working and they planned to move to the 24<sup>th</sup> Street Trolley station. Officer Miller then proceeded to check the surrounding area around the 2200 block of Wilson Avenue, where he came upon a possible suspect vehicle, a black [REDACTED] parked in the alley, but it was not the vehicle in question. Officer Miller concluded his search by checking the 24<sup>th</sup> Street Trolley Station, located at 506 W. 22<sup>nd</sup> Street, National City.

Reporting Officer M.REMMERS	ID # 344	Division INV	Approved By R. G. Triviz	Date of Report 03/29/2004	Time 15:54
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Code Section And Description (one incident only) PC / 187.664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 20TH ST				City NATIONAL CITY		District 243	
Person(s) Involved: Victim MILLER, C							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

After being unsuccessful in locating the carjacked vehicle, Officer Miller drove out of the area and was en route to the northeast end of the town to complete some paperwork.

Officer Miller was driving eastbound along E. 24<sup>th</sup> Street, passing D Avenue when NCPD Officer Harward called him on the police radio to meet him in the 500 block of E. 24<sup>th</sup> Street. Officer Miller parked his patrol car along the west curb of the 2400 block of F Avenue, facing south. Officer Harward had his patrol car parked in the 500 block of E. 24<sup>th</sup> Street and he was out of his car.

Officer Harward told Officer Miller that he had seen the carjacked vehicle (*based on the vehicle description and license plate number*) parked in the south parking lot of 620 E. 24<sup>th</sup> Street and it appeared to be unoccupied. They planned to further investigate by approaching the vehicle on foot. Officer Harward advised dispatch about their observations. At that time, Patrol Sergeant Harlan asked over the radio if the car was occupied and Officer Harward responded that he was uncertain.

Officers Harward and Miller proceeded to walk toward the south parking lot of 620 E. 24<sup>th</sup> Street—moving in a southeasterly direction from the southwest corner of E. 24<sup>th</sup> Street and F Avenue to the parking lot. Somewhere near the middle of the street on F Avenue, a white male adult on a bicycle, later identified as [REDACTED] (*the victim of the carjacking*), approached the officers and mumbled something unintelligibly about the carjacked vehicle. Officer Miller believed he heard [REDACTED] tell them that his stolen car (*the carjacked vehicle*) was parked “over there,” pointing to the east toward the south parking area of 620 E. 24<sup>th</sup> Street. Officers Harward and Miller continued on foot toward the parking lot. [REDACTED] rode away on his bicycle, possibly toward the parking lot.

As the officers rounded the southwest corner building of the 620 E. 24<sup>th</sup> Street, Officer Miller saw the carjacked vehicle—the dark blue [REDACTED]—backing out of a parking stall at a high rate of speed with its tires screeching. Moments before the carjacked vehicle had started to back up, the officers had moved to the middle of the parking lot, but were slightly north of the cement swale (*located in the middle of the parking lot that has a downward grade to the west*). Based on the vehicle's appearance, it matched the carjacked vehicle description. Officer Miller did not see the occupant(s) get into the carjacked vehicle before it backed up. The carjacked vehicle had been parked about 8 – 10 parking stalls east of the officers' location with the front of the vehicle facing north toward the building. Officer Miller remembered seeing the carjacked vehicle parked east of a black colored Honda. Officer Miller described the parking lot as being wide enough for two vehicles to egress and ingress at the same time. As the carjacked vehicle accelerated out of the stall, its rear-end went south and then east in a “J” turn. There was no other traffic in the parking lot at this time. Officer Miller was standing approximately 3-5 feet behind Officer Harward and to his left (north)—almost side-by-side. Once the carjacked vehicle cleared the stall, the front of the vehicle faced west, head-on directly at the officers. At this time, Officer Harward had his firearm unholstered and at the low ready, and Officer Miller had his gun out at the ready.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 20TH ST				City NATIONAL CITY		Distric	Beat 243
Person(s) Involved: Victim MILLER, C							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

Officer Miller estimated the carjacked vehicle was approximately 100-feet east of them. To the best of Officer Miller's recollection, he believed all of the windows of the vehicle were in the up position and darkly tinted (front and rear). This made it difficult for him to see the occupants inside; however he did see the driver, who matched the description of the suspect from the B.O.L. Officer Harward had his hand up and gave verbal orders to the driver to stop. Officer Miller also yelled orders to the driver to stop the car while motioning with his hand to stop. This had no effect and the driver of the carjacked vehicle did not comply. The carjacked vehicle lined itself up with the officers, and with "maximum acceleration that the vehicle was capable of" the carjacked vehicle took off directly at the officers, traveling west on the south side of the parking lot. Officer Miller heard the tires of the carjacked vehicle spinning and screeching with possible smoke coming up from the burning rubber. The vehicle accelerated "as fast as it could go", racing at them at a high rate of speed. Officer Miller had no doubt the suspect driver had the accelerator pedal "floored." The engine loudly revved with a whine. The carjacked vehicle closed its distance with it and the officers within seconds, traveling west on the south side of the parking lot. Suddenly it made a "sharp jerk" to the right (north) directly at the officers as it continued to accelerate. Officers Harward and Miller were retreating to the north as the carjacked vehicle continued toward them.

As the carjacked vehicle rapidly closed-in, Officer Miller had no doubt that he and Officer Harward were going to be struck by the car.

"...I believe he [the driver of vehicle] had absolutely no intentions of stopping what so ever," Officer Miller explained.

Based on the movements of the carjacked vehicle, Officer Miller said, "I thought he was going to make us into hood ornaments." Officer Miller continued to retreat to the north to get out of the path of the carjacked vehicle, but was unable to because of the carjacked vehicle's high rate of speed and it continuing directly toward them. The car did not make any corrections to avoid the officers. The vehicle was approximately 20 – 30 feet away when Officer Miller believed he and Officer Harward were going to be struck by the carjacked vehicle. Officer Miller said he was "very scared" and "feared for his life" and Officer Harward's life, more so, because he was "a step closer" (to the south) to the vehicle as it was gunning for them. At that moment Officer Miller was going to fire at the carjacked vehicle in immediate defense of his life and the life of Officer Harward because it was going to strike them. However, Officer Harward had moved into Officer Miller's field of fire and he could not shoot. Right then, Officer Miller saw Officer Harward fire at the vehicle as he "jumped" back (north) as far as he could. The carjacked vehicle continued at the officers without any reduction of speed. Officer Miller believed the car had struck Officer Harward because of his flailing body movements. Based on the direction of the carjacked vehicle, Officer Miller believed the driver purposely intended to strike Officer Harward to seriously injure or kill him. Because the vehicle continued to pose an immediate threat of deadly force upon Officers Miller and Harward, Officer Miller fired toward the driver side of the carjacked vehicle (*firing in a southeasterly direction*) to stop it in an effort to prevent any further injury to Officer Harward and to protect himself. Officer Miller believed the carjacked vehicle was approximately 10 – 15 feet away from him when he fired his first shot. After the first shot, the vehicle did not divert from its course of travel and continued its

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Continued From: CRIME
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# **San Diego Regional Officer's Report Narrative**

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 4 of 5	Case Number 0402679
Location Of Incident (Or Address) 620 E. 20TH ST		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim MILLER, C		District	Beat 243	
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				

acceleration directly at the officers. Continuing to defend his life and Officer Harward's, Officer Miller fired (horizontal tracking) several more times in succession at the vehicle believing his life was still in danger, while also believing that Officer Harward had been struck by the carjacked vehicle, as it passed him at a very high rate of speed. Officer Miller had been standing north of the carjacked vehicle during the shooting and had been able to move out of its way. The carjacked vehicle went west out of the parking lot.

As carjacked vehicle raced out of the parking lot and turned left (south) onto F Avenue, the driver appeared to be barely in control of the car at this time. The tires of car were skidding and losing traction. Officer Miller believed he fired one more time at the driver's side of the vehicle in an effort to immediately stop it as it begun to accelerate away south on F Avenue, but he was not certain. Officer Miller estimated he fired a total of approximately six rounds. He could not remember the number of rounds fired by Officer Harward. Officer Miller advised dispatch about the shooting and attempted to give a direction of travel of the carjacked vehicle as he ran back to his patrol car. Officer Harward also ran back to his patrol car and went in pursuit after the carjacked vehicle. Officer Miller advised over the police radio that he believed the carjacked vehicle would be entering Highland Avenue from E. 28<sup>th</sup> Street, based on the roadway configuration. He was anticipating a vehicle pursuit because the carjacked vehicle's high rate of speed and the delay of getting to his patrol car.

Moments later Officer Harward advised over the police radio that the carjacked vehicle had crashed at the intersection of E. 28<sup>th</sup> Street and F Avenue, at a driveway of Sweetwater High School. Officer Miller responded and assisted by securing the scene (*Officer Miller did not witness the traffic collision*). Upon his arrival, he heard the carjacked vehicle's engine revving, saw that the car was still in gear, and the right rear tire was spinning. An unknown pedestrian shut off the motor. Officer Miller could see smoke coming from the car and smelled the burnt rubber on the asphalt.

The driver of the carjacked vehicle, later identified as **Richard Ortiz** (Suspect), had fled from the car to avoid his arrest. No one was inside of the carjacked vehicle. A white male adult, later identified as [REDACTED] (front right passenger), and a female, later identified as **Marie Urzua** (rear passenger), were sitting on the ground. [REDACTED] had a gunshot wound to his right leg. Onlookers told Officer Miller that the female (Urzua) had been inside the carjacked vehicle. They also told the officers that the driver (Ortiz) had ran east along E. 28<sup>th</sup> Street from the car toward Highland Avenue.

Officer Miller contacted Urzua and she identified herself as being the right rear passenger of the carjacked vehicle. She also identified [REDACTED] as being her boyfriend and confirmed that [REDACTED] was seated in the right front passenger seat of the carjacked vehicle. During Officer Miller's initial contact with Urzua, they had the following conversation:

Urzua asked, "Why did you shoot at us?"

Officer Miller replied, "He tried to run us over."

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# **San Diego Regional Officer's Report Narrative**

Page 5 of 5		Case Number 0402679	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU
Location Of Incident (Or Address) 620 E. 20TH ST		City NATIONAL CITY	District Beat 243
Person(s) Involved: Victim MILLER, C			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

She asked if the "driver" (Ortiz) was a "bad guy."

Miller responded, "You were in the car with him. Who is he?"

Urzua replied, "I don't know."

Officer Miller asked, "What's his name? Where does he live?"

Urzua answered, "I don't know. We just met him and he offered us a ride. Why did he (Ortiz) try to run the officers over? Is he wanted? Does he have warrants? Yeah, I saw him try to run you over. I saw him try to drive the vehicle at you."

Urzua tried to rationalize by saying, "I think he might have warrants. He must be wanted."

Urzua described the "driver" (Ortiz) to Officer Miller as being a Hispanic male adult, about 22 years of age, wearing a baby blue shirt and a beanie cap.

It was Officer Miller's opinion, based on Urzua demeanor that she acted "dumfounded" and/or acted like she had no clue what was going on.

Officer Miller did not have any contact with [REDACTED] nor did he take any witness statements at the scene.

NCPD Community Service Sgt. Tellez arrived at the scene and had Officer Miller stand by for the investigators.

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Code Section And Description (one Incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim Carranza,							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### Detective Supplemental

On March 11, 2004 at about 1150 hrs, an Officer Involved Shooting occurred in the south parking lot of 620 E. 24<sup>th</sup> St. in National City. The suspect, Richard Ortiz attempted to run over two NCPD Officers while driving a stolen car. During the investigation, I spoke to Sheilah Carranza, a Police Service Officer for the National City Police Department, who was a witness to Ortiz driving the stolen vehicle prior to the incident.

Carranza was interviewed at NCPD at the Investigations Division. Her statement was audio and videotaped, which was later impounded into NCPD evidence. The following is a synopsis of Carranza's statement:

### STATEMENT

*Carranza (w) has worked as a National City Police Service Officer for the past three years. Carranza's duties consist of handling traffic complaints and vehicle abatements within the city.*

*On March 11, 2004 at about 1100 hrs, Carranza was working with Parking Enforcement Officer R. Crawford. They were dressed in uniform and driving a marked National City Vehicle Abatement pick-up truck.*

*Carranza and Crawford drove to the area of 1800 Wilson Ave. regarding numerous complaints of individuals parking in the west alley of 1800-1900 block of Wilson Ave. When they arrived, they saw two vehicles parked in the west alley of 1900 Wilson Avenue, a black vehicle and a dark blue 1980's [REDACTED] 4-door sedan. Carranza could not remember the whole license plate, but remembered the last three numbers as [REDACTED]*

*Carranza saw a Hispanic male adult, wearing a black colored cloth beanie with a white design on the front, light blue shirt, and baggie dark pants exit the left front driver door of the [REDACTED]. The Hispanic male appeared extremely nervous as he walked towards her, wringing his hands together and looking around.*

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Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)	City NATIONAL CITY	District Beat 240
Person(s) Involved: Victim Carranza,		
Suspect (If Named) Ortiz, Richard		
Property Tag No.(s)		

*The Hispanic male adult approached Carranza and asked her, "Is there a problem, officer?" Carranza explained to the Hispanic male that it was illegal to park in the alley, and that he would have to move the vehicle. While talking to the Hispanic male, Carranza saw what appeared to be a female's right arm protruding from the right rear passenger window. Carranza believed it was a female, because there were several metal bracelets on the wrist of the arm.*

*The Hispanic male told Carranza that he was attempting to repair the vehicle's stereo, because it was smoking. The Hispanic male told Carranza that he would move out of the alley immediately and drive to the Trolley Station to finish repairing the vehicle.*

*Carranza watched the Hispanic male get back into the left front driver seat of the [REDACTED] and start it up. Carranza and Crawford got into their vehicle and backed out of the alley, making sure that the Hispanic male did move out of the alley. Because of the Hispanic males suspicious behavior, Carranza ran the [REDACTED] license plate through NCPD Dispatch for a DMV record check. NCPD Dispatch advised Carranza that the [REDACTED] had current registration and was reported stolen.*

*Carranza backed out of the west alley and saw the Hispanic male was backing in front of her. Carranza saw that the Hispanic male was backing up erratically and lost control several times almost striking objects in the alley. As the Hispanic male backed the [REDACTED] north bound out of the alley, she could see that there was a White male adult sitting in the right front passenger seat. Carranza described the White male adult as being in his 20's, with long hair and a mustache and goatee.*

*Approximately fifteen to twenty minutes later, NCPD Dispatch inquired if Carranza was the officer who had ran the [REDACTED]. Dispatch advised Carranza that the [REDACTED] was a recently reported National City stolen, and had been taken in a robbery.*

*After the interview, I showed Carranza a photo line-up consisting of six photos, one of Richard Ortiz. Ortiz was photo #5 in the photo line-up. I gave Carranza the photo line-up admonition prior to showing her the photos. I showed Carranza the photo line-up, and she immediately pointed to photo #5, Richard Ortiz. Carranza positively identified Ortiz as the driver of the [REDACTED] when*

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim Carranza,									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

contacted in the west alley of 1900 Wilson Ave. I had Carranza initial the photo line-up, which was later impounded into NCPD evidence.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Page 1 of 2	Case Number 0402879
Location Of Incident (Or Address) 620 East 24th Street	City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim Harward, D.	District	Beat 240	
Suspect (If Named) Ortiz, Richard			
Property Tag No.(s)			

DETECTIVE FOLLOW UP REPORT

STATEMENT OF [REDACTED] (Witness)

On 03-11-04, at about 1835 hours, I met with [REDACTED] at the National City Police Department. [REDACTED] was waiting in the community room of the police department with Officer Shanahan.

Detective Nagle and I interviewed [REDACTED] in an interview room within the Investigations Division. The interview was captured on audio and video tape. The following is a synopsis of our interview with [REDACTED] and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

Statement of [REDACTED] (Witness): [REDACTED] is a [REDACTED] student at Sweetwater High School. On 03-11-04, at about 1150 hours, [REDACTED] was attending his [REDACTED] class in room # [REDACTED] on the north side of the Sweetwater High School campus. [REDACTED] was outside of the classroom, near the 600 block of East 28<sup>th</sup> Street, with a group of students. [REDACTED] group was recording footage for the school's internal news broadcast.

As [REDACTED] was walking back to his class, he heard the screeching sound of tires braking and skidding on pavement come from the area of East 28<sup>th</sup> Street. [REDACTED] looked out onto East 28<sup>th</sup> Street, through two of the school buildings and saw a four-door blue [REDACTED] vehicle collide into a two-door orange-gold "low rider" vehicle (possibly a [REDACTED]). There was a female student exiting the driver side of the orange-gold vehicle. The blue [REDACTED] struck the orange-gold vehicle as the female student exited. [REDACTED] saw the female student "fly" over the hood of the blue [REDACTED] when the blue [REDACTED] collided into the orange-gold vehicle.

[REDACTED] ran to the collision to help the female student. As he ran toward the collision scene, [REDACTED] saw a male wearing a dark blue shirt run from the driver side of the blue [REDACTED]. The male was possibly wearing a black "beanie" cap on his head. [REDACTED] only saw the backside of the male as he ran from the blue [REDACTED]. The male had a medium build and an "average" size frame. [REDACTED] does not know the race of the male that ran; however, he knows the male was not black. The male ran eastbound on East 28<sup>th</sup> Street from the collision scene.

[REDACTED] also saw that there was a white male in the front passenger seat of the blue [REDACTED]. The white male passenger was injured and bleeding from his left leg. The white male was tall, with a regular build and had long shoulder length blond hair. He was wearing a white shirt and blue denim pants. The white male needed help getting out of the blue [REDACTED]. [REDACTED] and another male who was wearing a white t-shirt helped the white male get out of the blue [REDACTED]. The male who helped [REDACTED] get the white male passenger out of the blue [REDACTED] was possibly working at the school.

[REDACTED] looked at the blue [REDACTED] and saw that there were a lot of bullet holes in it. [REDACTED] assumed the white male in the passenger seat of the blue [REDACTED] had been shot. The white male was shouting out in pain,

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim Harward, D.							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

however he did not make any statements that made sense. [REDACTED] did not see anyone else inside the blue [REDACTED]

[REDACTED] went back to the female student and saw that she had a lot of cuts on her. [REDACTED] asked the female student where she hurt on her body. The female student had a hard time speaking. [REDACTED] pointed to different parts of the female student's body. The female student indicated that her back hurt the most.

[REDACTED] A short while later, Coach [REDACTED] came to [REDACTED] class and asked him if he saw what happened on East 28<sup>th</sup> Street. [REDACTED] told Coach [REDACTED] he was a witness to the collision.

The lunch break arrived and [REDACTED] left the class to go to lunch. [REDACTED] saw Coach [REDACTED] at lunch. Coach [REDACTED] told [REDACTED] to go back to his [REDACTED] class after lunch to speak with the police. [REDACTED] eventually met with a uniformed police officer that transported him to NCPD to give a witness statement.

[REDACTED] cannot identify the male who ran from the blue [REDACTED] because he never saw the male's face.

END OF REPORT

Detective Robert A. Rounds

National City Police Department

Investigations Division

March 23, 2004

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

V	VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	DC	[REDACTED]								
W	RR	[REDACTED]								
06	RESIDENCE ADDRESS		CITY		STATE		ZIP			
	[REDACTED]		[REDACTED]		CA		[REDACTED]			
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
[REDACTED]		W	M	[REDACTED]	SS	[REDACTED]		A		
STATUS: EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF		WORK HRS.		VW ASSIST		
U		[REDACTED]		[REDACTED]		[REDACTED]		N		
BUSINESS OR MILITARY ADDRESS		CITY		STATE		ZIP				
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]				

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

W	VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	CRAWFORD, RAY									
06	RESIDENCE ADDRESS		CITY		STATE		ZIP			
	[REDACTED]		[REDACTED]		CA		[REDACTED]			
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
[REDACTED]		W	M	[REDACTED]	NC	4		VICTIM / SUSPECT		
STATUS: EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF		WORK HRS.		VW ASSIST		
E City Of National City		(619)336-4400		VARY		VARY		N		
BUSINESS OR MILITARY ADDRESS		CITY		STATE		ZIP				
1200 NATIONAL CITY BL		NATIONAL CITY		CA		91950				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

W	VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	NAGLE, D									
13	RESIDENCE ADDRESS		CITY		STATE		ZIP			
	[REDACTED]		[REDACTED]		CA		[REDACTED]			
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
[REDACTED]		O	X	[REDACTED]	NC	371		VICTIM / SUSPECT		
STATUS: EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF		WORK HRS.		VW ASSIST		
E NCPD		[REDACTED]		VARY		VARY		N		
BUSINESS OR MILITARY ADDRESS		CITY		STATE		ZIP				
1200 NATIONAL CITY BL		NATIONAL CITY		CA		91950				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

W	VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	[REDACTED]									
06	RESIDENCE ADDRESS		CITY		STATE		ZIP			
	[REDACTED]		[REDACTED]		CA		[REDACTED]			
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
[REDACTED]		H	M	[REDACTED]	DL	[REDACTED]		VICTIM / SUSPECT		
STATUS: EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF		WORK HRS.		VW ASSIST		
U		[REDACTED]		[REDACTED]		[REDACTED]		N		
BUSINESS OR MILITARY ADDRESS		CITY		STATE		ZIP				
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]				

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

CELL [REDACTED] 1981 [REDACTED]

W	VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	[REDACTED]									
06	RESIDENCE ADDRESS		CITY		STATE		ZIP			
	[REDACTED]		[REDACTED]		CA		[REDACTED]			
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT		
[REDACTED]		W	M	[REDACTED]	SS	[REDACTED]		VICTIM / SUSPECT		
STATUS: EMPLOYER (RANK IF MILITARY)		BUSINESS PHONE		DAYS OFF		WORK HRS.		VW ASSIST		
U		[REDACTED]		[REDACTED]		[REDACTED]		N		
BUSINESS OR MILITARY ADDRESS		CITY		STATE		ZIP				
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]				

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

REPORTING OFFICER  
DNagle

I.D.  
371

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Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		District Beat 240	
Person(s) Involved: Victim Harward, D							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### DETECTIVE FOLLOW UP REPORT

#### STATEMENT OF MARIA URZUA (Witness)

On 03-11-04, at about 2035 hours, Detective Nagle and I met with Maria Urzua in an interview room within the Investigations Division at the National City Police Department. Urzua was the rear passenger in the suspect vehicle that Officers Harward and Miller shot at. Prior to interviewing Urzua, I gave her a "Beheler" admonishment. I told Urzua she was not under arrest and was free to leave at any time. Urzua said she understood and agreed to stay and speak with us.

Prior to the interview with Urzua, the suspect, Richard Ortiz, was walked through the Investigations Division lobby area. Ortiz was wearing a white paper suit because his clothes were taken from him as evidence. Urzua was seated in the lobby area of the Investigations Division as Ortiz walked by. Later, during her interview, Urzua referred to the male who walked past her wearing "white" (Ortiz) as the male who was driving the blue, four-door [REDACTED] that the officers shot at. Based on her observations and recognizing Ortiz, she positively identified Ortiz as the suspect who was driving the blue [REDACTED] that drove in the direction of Officers Harward and Miller. Refer to Urzua's synopsis statement for further details.

The interview with Urzua was captured on audio and video tape. The following is a synopsis of our interview with Urzua and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

Statement of Maria Urzua (Witness): Urzua lives with her ex-husband, [REDACTED] at [REDACTED] in National City. Urzua is currently dating [REDACTED]. Urzua and [REDACTED] have been dating for about 4 ½ years. [REDACTED] resides with his mother and sister in El Cajon, California.

On 03-11-04, at about 0630 – 0700 hours, Urzua and [REDACTED] went "dumpster diving" near a car wash near East 1<sup>st</sup> Street and Highland Avenue in National City. While they were dumpster diving, Urzua and [REDACTED] saw a Hispanic male (suspect Richard Ortiz) at the car wash. Ortiz stared at Urzua and [REDACTED]. Ortiz walked toward Urzua and [REDACTED] and introduced himself. Urzua cannot remember the name Ortiz used to introduce himself.

Urzua and [REDACTED] told Ortiz that they find a lot of "stuff" (when they rummage through dumpsters). Ortiz told Urzua and [REDACTED] that he knew of a place where she and [REDACTED] could sell or trade some of the items they found while they were "dumpster diving" for money and/or drugs. Ortiz invited Urzua and [REDACTED] to ride with him in his vehicle to go sell or trade their property. Ortiz was driving a blue, four-door [REDACTED]. Prior to accepting a ride with Ortiz, [REDACTED] went and spoke to a male named "[REDACTED]" who is homeless and stays near the car wash. [REDACTED] asked "[REDACTED]" if Ortiz was an "okay" person. [REDACTED] told [REDACTED] that Ortiz was "okay." Urzua and [REDACTED] agreed to go with Ortiz in the [REDACTED].

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**San Diego Regional  
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU
Location Of Incident (Or Address) 620 East 24th Street		City NATIONAL CITY	District Beat 240
Person(s) Involved: Victim Harward, D.			
Suspect (If Named) Ortiz, Richard			
Property Tag No.(s)			

They first drove to the area of National City Blvd. and Main Street. Ortiz wanted to smoke some methamphetamine that he had in his possession. They then drove to an unknown location in the area of "Shelltown" in San Diego, where they smoked some methamphetamine. They then left and drove to Urzua's residence on G Avenue in National City to pick up some items to sell in Imperial Beach. Urzua picked up a "Walkman" personal compact disc player and some other items. They drove to Chula Vista and Imperial Beach looking for a place to sell Urzua's property. Urzua said at this point, she and [REDACTED] did not know they were "riding around in a stolen car."

While they were at a residence in Imperial Beach (unknown location), Ortiz instructed Urzua and [REDACTED] to stand away from the blue [REDACTED] while he spoke to a friend about Urzua's property that she was trying to sell. Ortiz gave Urzua and [REDACTED] the keys to the blue [REDACTED] to prove that he was not going to leave them. Urzua and [REDACTED] walked away and waited for Ortiz for a while at another location. Urzua then walked over to Ortiz' location. Ortiz was now standing alone and his friend was not around. Ortiz told Urzua that his friend went somewhere else, into a little "project" area. Urzua told Ortiz that she wanted to leave.

A security guard approached Urzua, [REDACTED] and Ortiz. Urzua and [REDACTED] said hello to the security officer. The security officer told them they needed to leave the property. A short time later, Ortiz' friend came back and gave them "two quarters" of drugs (methamphetamine) (*unknown if grams or ounces*). Urzua gave Ortiz' friend a "Playstation" and a DVD pornographic movie. Urzua also wanted some money (with the drugs) in exchange for the "Playstation" and pornographic movie. Ortiz' friend did not give them any extra money, but he still traded methamphetamine for the "Playstation" and pornographic movie.

Urzua, Frisbie and Ortiz left and went to "smoke some shit" in Chula Vista. They ended up going to the area of a storage facility off 24<sup>th</sup> Street in National City. They parked and started smoking a pipe with methamphetamine loaded into it. Urzua "melted" the methamphetamine and gave it to Ortiz. A security guard started to approach them. Ortiz drove away from the area before the security guard could telephone the police. Ortiz told Urzua at some point in the area of the storage facility that he had "warrants" out for him.

Next, Urzua, [REDACTED] and Ortiz drove to an apartment complex to visit another friend of Ortiz'. Ortiz wanted Urzua to go into his friend's apartment without [REDACTED]. [REDACTED] did not want Urzua to go into the apartment with Ortiz. Urzua told [REDACTED] that everything would be okay and that she would return and get him once she met Ortiz' friend. Urzua and Ortiz walked into the apartment complex. Ortiz went and spoke to a white male about landscaping. Urzua waited for Ortiz on a bench in the apartment complex.

Ortiz and the white male came back to Urzua's location. The white male was interested in purchasing Urzua's "Walkman" personal compact disc player. The white male took the compact disc player and went to look for some batteries to see if the compact disc player worked. Urzua and Ortiz were walking around the apartment complex when she saw that [REDACTED] had entered the complex to look for Urzua.

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Narrative

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Urzua, [REDACTED] and Ortiz walked back to Ortiz' blue [REDACTED] Ortiz was angry with [REDACTED] because he went to look for them. Ortiz got into the driver seat of the vehicle, [REDACTED] sat in the front passenger seat and Urzua sat in the rear seat. A different white male on a bicycle approached them and said something to Ortiz. The white male on the bicycle looked like a "hillbilly." Ortiz told the male they would be right back. The male on the bicycle did not try to stop them from leaving.

Ortiz backed out of their parking spot and started to drive toward the exit of the parking lot. At that same moment, "a bunch" of uniformed police officers, "like a posse," with their guns drawn walked into the parking lot on foot. Urzua believes she saw about five police officers. The police officers were wearing dark blue uniforms with badges and had their guns in their hands. Urzua was confused because she did not know why the police officers were there. It seemed to her that the police officers were walking toward their location.

Ortiz "panicked" and drove the vehicle toward the police officers. Ortiz accelerated and drove "fast enough to intimidate the cops." Urzua believes Ortiz saw the police officers. Ortiz was acting "un-normal." The police officers were standing in the middle of the driveway, blocking the exit to the parking lot. Ortiz drove in the direction of the exit driveway, and as a result, the police officers as well. Ortiz' vehicle came within about four feet of the police officers. Ortiz had to drive "through the cops" to get out of the parking lot.

I asked Urzua, "Did he (Ortiz) try to run over the cops?" Urzua answered: "It seemed like that to me." She then said that she did not think that Ortiz was trying to run over the police officers, but that he "lost control" of the steering wheel.

As Ortiz drove toward the police officers, he lost control of the steering wheel and drifted in the direction of the police officers. The vehicle traveled in the direction of one of the police officers. Urzua believed the vehicle was going to hit one of the police officers. As Ortiz' vehicle approached the officer most at risk of being hit, the officer tried to move out of the way. The police officers first fired their guns when Ortiz' vehicle came within a short distance of them and it appeared the vehicle was going to hit one of the police officers. Urzua believes the police officers thought Ortiz was trying to run them over. If Urzua were in the police officers' place, she would have thought that Ortiz was trying to run them over too.

As Ortiz drove toward the police officers, the officers started shooting at them. As Ortiz drove past the police officers, bullets were flying "everywhere." Urzua ducked down because she was scared of being shot. Urzua told Ortiz to stop and asked him why he was speeding at the police officers. Urzua was confused and did not know why the police were shooting at them.

Ortiz sped out of the apartment complex parking lot and drove down the road toward a school. Urzua saw a gold "low rider" type of vehicle parked by the school. As they approached the school, Urzua believed Ortiz was going to collide with the low rider vehicle. Ortiz applied the brakes on the [REDACTED] and the vehicle began

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Person(s) Involved: Victim Harward, D.							
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to skid. The [REDACTED] collided with the low rider vehicle. Ortiz had already exited the [REDACTED] and ran away in an unknown direction when Urzua got out of the car. Urzua got out of the [REDACTED] and checked on [REDACTED]. [REDACTED] told Urzua, "I got shot!" Urzua saw that [REDACTED] was bleeding from one of his legs. Urzua summoned help from someone at the school. An unknown male came to Urzua's location and helped her get [REDACTED] out of the vehicle.

Numerous police officers began to arrive at the scene. Urzua approached a police officer and told him, "Sir...I was inside the car." The officer kept watch over Urzua until an ambulance arrived. Urzua was transferred to an ambulance. An ambulance drove Urzua to the hospital for medical attention. Urzua stayed in the hospital until she was allowed to leave.

Urzua did not know (at the time) that the [REDACTED] was stolen. Urzua and [REDACTED] both saw that the [REDACTED] had a key in the ignition. Urzua suspected that the key might be a "master" key when they had possession of the keys earlier in the day in Imperial Beach.

Detective Nagle and I took a break in the interview for short period of time. We then re-entered the room and continued the interview...

Urzua did not hear the police officers shout any commands at Ortiz as he was driving toward the officers. Urzua last used methamphetamine on 03-11-04, before they drove to Imperial Beach to sell Urzua's "Playstation" video game.

I instructed Urzua to go home, refrain from using any illegal drugs and then return to the National City Police Department on 03-12-04, at about 0930 hours to be re-interviewed.

We completed our interview with Urzua at about 2148 hours.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

May 5, 2004

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### DETECTIVE FOLLOW UP REPORT

#### STATEMENT OF MARIA URZUA (Witness) (Second Statement on 03-12-04)

Detective Nagle and I previously interviewed Urzua a day earlier on 03-11-04. At that time, the content and flow of Urzua's statement was disorganized and difficult to understand. Urzua appeared to be under the influence of a controlled substance on 03-11-04, however I did not feel she was so intoxicated that she was a danger to herself or others. At the end of our first interview with Urzua, I asked her to go home, refrain from the use of drugs or alcohol, and then come back to NCPD on 03-12-04 to be re-interviewed regarding any discrepancies in her statement. Urzua agreed to do as I requested and said she would come back the following day.

I later spoke to Detective Grande, who asked me to speak with Urzua about the location of the police officers in relation to the driveway exit of the apartment complex at 620 East 24<sup>th</sup> Street. Specifically, whether Ortiz drove the blue [REDACTED] in the direction of the police officers on 03-11-04. Detective Grande also asked that I speak to Urzua about comments she made to the first responding police officer(s) at the scene of the traffic collision at 600 East 28th Street.

On 03-12-04, at about 1050 hours, Detective Nagle and I met with Maria Urzua at NCPD. We spoke to Urzua in an interview room within the Investigations Division. Prior to interviewing Urzua, I gave her a "Beheler" admonishment. I told Urzua she was not under arrest and was free to leave at any time. Urzua said she understood and agreed to stay and speak with us.

The interview with Urzua was captured on audio and video tape. The following is a synopsis if our interview with Urzua and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

2<sup>nd</sup> Statement of Maria Urzua (Witness): On 03-11-04, Urzua was seated in the rear seat of the blue [REDACTED] [REDACTED] was seated in the front passenger side seat and Ortiz drove the vehicle. As Ortiz started to drive forward, westbound in the parking lot of the apartment complex, Ortiz drove in the direction of the driveway. Half of the driveway was clear for Ortiz to exit without hurting anybody. Police officers blocked the other half of the driveway.

Urzua believes Ortiz was trying to exit the parking lot as he drove westbound toward the exit driveway. However, Ortiz "freaked out" when he saw the police officers. Ortiz "panicked" and got "scared." As Ortiz drove the blue [REDACTED] toward the exit, he initially drove toward the

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"clear way" out of the parking lot. As he drove, he accelerated and "lost control" of the vehicle. Urzua believes Ortiz "didn't care about us or them (the police officers)."

The [REDACTED] began to head in the direction the police officers. Ortiz regained control of the [REDACTED] and tried to drive away from the police officers at the last moment. Ortiz almost struck one of the police officers as he drove out toward the exit of the parking lot. Urzua asked Ortiz, "What are you doing? You don't speed!" As Ortiz accelerated and drove toward the police officers, Ortiz screamed, "Get out of the way!" or possibly "Get the fuck out of the way!" to the police officers.

Urzua thought Ortiz was going to hit the officers. Ortiz drove the [REDACTED] so close to the police officers that the police officers had to jump out of the path of the [REDACTED] for their "safety." Urzua believes that if the police officers stayed in their position without jumping out of the way, Ortiz would have had either hit or just barely missed the police officers with the [REDACTED]

After Ortiz drove past the police officers and exited the parking lot, he drove left (south) toward a school. Urzua told Ortiz to stop the car. Urzua asked Ortiz, "What are you doing?" [REDACTED] did not try to tell Ortiz to stop.

Ortiz crashed the blue [REDACTED] near the high school. Urzua exited the vehicle and then helped [REDACTED] get out of the vehicle. Police officers arrived at the scene within three minutes or less. Urzua immediately told one of the police officers on scene that she was a passenger in the blue [REDACTED]. Urzua stood by with a police officer. Urzua spoke to "a few" police officers while she was at the collision scene.

Urzua does not remember saying anything to a police officer about why Ortiz tried to "run over" the police officers. Urzua does not believe she made such a comment. Urzua remembers telling one of police officers that she did not know why Ortiz was running from the police.

Detective Nagle and I took a break from the interview at about 1115 hours. We returned to the interview room at about 1120 hours. We continued the interview with Urzua.

Urzua remembers she asked one of the police officers at the collision scene, "Why did you shoot at us?" Urzua believes the police officer said that he did not want to tell her and that he did not want to give her any information.

I asked Urzua if she remembered hearing the police officer say, "Because he tried to run us over."

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Urzua does not remember the police officer's response.

I asked Urzua if she remembered telling the police officer, "Yeah, I don't know why he was trying to run you over, maybe he has a warrant or something."

Urzua does not remember making that statement, but it is possible that she said something similar that statement to the police officer.

We completed our interview with Urzua at about 1122 hours.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

May 11, 2004

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### DETECTIVE FOLLOW UP

On 03-11-04, at about 1200 hours, I was called out to assist in the investigation of an officer involved shooting that occurred at about 1150 hours in the south parking lot of the apartment complex at 620 East 24<sup>th</sup> Street. I arrived at the National City Police Department at about 1445 hours. I spoke to Detective Cordero who told me the following:

At about 1150 hours, patrol Officer Harward located an carjacking vehicle in the south parking lot of the apartments at 620 East 24<sup>th</sup> Street. Officers Harward and Miller walked into the parking lot to investigate the vehicle. As they did so, the vehicle reversed out of a parking space and drove at Officers Harward and Miller. The vehicle failed to change its direction and continued to drive toward the officers. Officers Harward and Miller shot several rounds at the approaching vehicle, striking it several times. The vehicle sped away southbound on F Avenue, toward Sweetwater High School. The vehicle eventually collided with another vehicle in the 600 block of East 28<sup>th</sup> Street. A Hispanic male driver fled on foot and was later apprehended by responding officers. A male and female, who were passengers in the vehicle, were identified at the scene. The male passenger was struck by at least one of Officers Harward or Miller's rounds. The male and female passengers were taken to a local hospital for treatment. The Hispanic male driver was transported to NCPD for processing.

Detective Cordero and I interviewed a witness to the vehicle collision at 600 East 28<sup>th</sup> Street named [REDACTED]. We interviewed [REDACTED] within an interview room in the Investigations Division. The interview took place at 1447 hours. Detective Cordero documented the interview with [REDACTED]. For further information, refer to Detective Cordero's report(s).

Detective Grande (Case Agent) held a briefing with Investigations Division personnel at about 1540 hours. During the briefing, I learned the suspect vehicle was a four-door, blue [REDACTED]. The [REDACTED] was stolen during a carjacking. I learned there were three occupants in the suspect vehicle:

1. RICHARD ORTIZ (DOB: 10-12-81) (Driver)
2. [REDACTED] (DOB: [REDACTED]) (Right front passenger)
3. MARIA URZUA (DOB: 12-24-60) (Rear passenger)

In addition, there were several witnesses to either the shooting or the traffic collision who came (or were transported) to NCPD voluntarily to be interviewed. Detective Nagle and I were assigned to interview the following witnesses:

1. [REDACTED]
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]

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5. [REDACTED]  
6. [REDACTED]

Detective Nagle and I interviewed [REDACTED] at about 1650 hours. [REDACTED] is the owner of the blue [REDACTED] and the victim of the carjacking. [REDACTED] was the vehicle driven by Ortiz when Officers Harward and Miller fired their handguns at it. Detective Nagle documented our interview with [REDACTED]. Detective Nagle showed [REDACTED] a photograph line up containing Richard Ortiz' picture (position #5) at about 1820 hours. [REDACTED] looked at the photograph line up and was asked, "Do you see 'Richard' in any of those?" [REDACTED] pointed at picture #5 (Ortiz' picture) and said, "The one right in the middle, number five." [REDACTED] positively identified Richard Ortiz as the suspect who stole his blue [REDACTED]. Detective Nagle documented [REDACTED] statement in report form. For further details regarding [REDACTED] statement, refer to Detective Nagle's report(s).

Detective Nagle and I interviewed [REDACTED] at about 1835 hours. The interview was captured on audio and video tape. The audio and video tapes of the interview were later impounded as evidence. [REDACTED] is a student at Sweetwater High School. [REDACTED] witnessed a portion of the aftermath of the collision between the blue [REDACTED] and a gold colored "low rider" vehicle in the 600 block of East 28<sup>th</sup> Street. I documented [REDACTED] statement. For further information regarding [REDACTED] statement, refer to the separate synopsisized statement report.

Detective Nagle and I interviewed [REDACTED] at about 1907 hours. [REDACTED] was the driver of the gold "low rider" vehicle with which the blue [REDACTED] collided. Detective Nagle documented [REDACTED] statement in report form. For further details regarding [REDACTED] statement, refer to Detective Nagle's report(s).

Detective Nagle and I interviewed [REDACTED] at about 1930 hours. The interview with [REDACTED] was captured on audio and video tape. The audio and video tapes of the interview were later impounded as evidence. [REDACTED] is a student at Sweetwater High School. [REDACTED] witnessed the collision between the blue [REDACTED] and the gold colored "low rider" vehicle in the 600 block of East 28<sup>th</sup> Street. [REDACTED] also saw the driver of the blue [REDACTED] flee the collision on foot and later get apprehended by the police. I documented [REDACTED] statement. For further information regarding [REDACTED] statement, refer to the separate synopsisized statement report.

Detective Nagle and I interviewed Maria Urzua at about 2036 hours. Urzua was the rear passenger in the blue [REDACTED] when the driver of the [REDACTED] (Richard Ortiz) drove in the direction of Officer Harward and Miller. Urzua was not under arrest when we spoke to her. Prior to speaking the Urzua, I gave her a "Beheler" admonishment. I told Urzua that she was not under arrest and was free to leave at any time. Urzua said she understood and agreed to stay and talk to Detective Nagle and I. The interview with Urzua was captured on audio and video tape. I later impounded the audio and video tapes of the interview as evidence. During the interview with Urzua, she appeared to be under the influence of a controlled substance. Urzua spoke quickly and jumped from one subject matter to another, making her statement difficult to understand. For further information regarding Urzua's statement, refer to the separate synopsisized statement report.

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Based on the symptoms Urzua displayed, I did not feel that she was a danger to herself or others. After we completed the interview with Urzua, I asked her if she would be willing to come back to NCPD the following day on 03-12-04. I asked Urzua to refrain from the use of drugs and/or alcohol so that she would be sober and more coherent the following day. Urzua agreed and told me she would return to NCPD the next day.

On 03-12-04, at about 1050 hours, Urzua came to NCPD to be re-interviewed. Urzua seemed to be in a slightly better state of mind. However, she still spoke quickly and jumped from one subject matter to another. Detective Nagle and I spoke to Urzua in an interview room within the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview as evidence.

Prior to interviewing Urzua, I again gave her a "Beheler" admonishment. I told Urzua that she was not under arrest and that she was free to leave at any time. Urzua said she understood and agreed to stay and talk to Detective Nagle and I. For further details regarding Urzua's second statement, refer to the separate synopsisized statement report.

At about 1320 hours, I met with [REDACTED] at 620 East 24<sup>th</sup> Street. At this time, Detectives Grande, Remmers and Gelskey were at the crime scene taking additional measurements for the investigation. Detective Grande and I walked [REDACTED] through the crime scene to determine her location at the time of the officer involved shooting in relationship to the suspect vehicle and the involved officers.

[REDACTED] pointed out to Detective Grande the approximate locations of her vehicle when the incident began. She pointed out the location of the involved officers, the location of the suspect vehicle when the involved officers shouted at the vehicle to "stop," the location of the suspect vehicle when the involved officers pulled out and pointed their firearms, and the location of the suspect vehicle when the officers began to fire at it. Detective Grande made marks on the ground for each of the approximate locations.

During the walk through of the scene with [REDACTED] she made the following unsolicited statements to me regarding the incident; "The car was going right at them (*the officers*). It only turned when the cops fired at him." Also, "It looked like he (*the suspect*) clipped a cop in the leg as he turned out."

After we completed the walk through with [REDACTED] she pointed out a white male adult whom she said was a resident of the apartment complex. The male resident was conducting a "yard sale" on the south side of the 600 block of East 24<sup>th</sup> Street. [REDACTED] told me the male's name was [REDACTED] [REDACTED] said that on 03-11-04, [REDACTED] showed her a silver colored compact disc player that he purchased from a male named "Richard." [REDACTED] comment regarding the compact disc player reminded me of [REDACTED] statement from the previous day. During her statement, [REDACTED] told me she and Ortiz sold [REDACTED] personal compact disc player to a white male inside the apartment complex at 620 East 24<sup>th</sup> Street.

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Based on [REDACTED] statement, I suspected [REDACTED] was possibly the person that Ortiz and [REDACTED] visited at the apartment complex just prior to the officer involved shooting. I called Detective Nagle and advised him of [REDACTED] location. I asked Detective Nagle to respond and interview [REDACTED]. Detective Nagle later responded to the area, met with [REDACTED] and took his statement. Detective Nagle also recovered a personal compact disc play inside a silver colored case from [REDACTED]. For further information, refer to Detective Nagle's supplemental report.

I transported [REDACTED] back to NCPD to be interviewed. At about 1346 hours, Detective Nagle and I interviewed [REDACTED] within an interview room in the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview as evidence. During the interview, I showed her a photograph line up containing Ortiz' picture in the #5 position with five other "filler pictures. I advised [REDACTED] of the admonishment statement on the NCPD PD-660 Photo Line Up form. I then showed [REDACTED] the photograph line up. [REDACTED] looked at the photograph line up and said, "five." I asked [REDACTED] "Who's number five?" [REDACTED] responded, "That's Richard (Ortiz)." [REDACTED] also drew on a photocopy of an overhead picture of the crime scene area to mark important locations at the scene. I later impounded the photograph line up of Ortiz and the photocopy of the overhead picture as evidence. For further information regarding [REDACTED] statement, refer to the synopsisized statement report.

On 03-25-04, at about 1245 hours, witness [REDACTED] came to NCPD to be interviewed. [REDACTED] witnessed the traffic collision involving the blue [REDACTED] Ortiz was driving and the gold colored "low rider" vehicle at 600 East 28<sup>th</sup> Street. I spoke to [REDACTED] in an interview room within the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview as evidence. During the interview with [REDACTED] I showed him a photograph line up containing a picture of Ortiz (picture #5). [REDACTED] looked at the photograph line up and identified the people in pictures #3 (a filler picture) and #5 (Ortiz' picture) as most looking like the suspect driver that ran from the blue [REDACTED] after the traffic collision and was later apprehended by the police. [REDACTED] said the person in picture #3 looked more like the suspect driver that ran from the blue [REDACTED] than the person in picture #5 (Ortiz' picture). Using a photocopy of the photograph line up, I had [REDACTED] circle the photographs he identified (#3 and #5). He then signed and dated the photocopy of the photograph line up. I later impounded the original signed copy of the photograph line up as evidence.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

May 12, 2004

Reporting Officer ROUNDS	ID # 360	Division INV	Approved By R. G. Triviz	Date of Report 05/13/2004	Time 14:18
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ORIGINAL

Continued Y

Continued From: CRIME	San Diego Regional Officer's Report Narrative		Page 1 of 1		Case Number 0402679
			Day of Week THU		Time 11:50
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED			Date 03/11/2004		
Location Of Incident (Or Address) 620 East 24th Street			City NATIONAL CITY		District Beat 240
Person(s) Involved: Victim Harward, D					
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s) See Narrative					

### IMPOUNDED EVIDENCE

<u>TAG #</u>	<u>DESCRIPTION</u>
I0020139	One sketch and One photo line up completed by [REDACTED] (Witness)
I0020140	One photo line up completed by [REDACTED] (Witness)
I0020141	Two audiotapes and Two videotapes of interview with [REDACTED] (Witness)
I0020142	Two audiotapes and Two videotapes of interview with [REDACTED] (Witness)
I0021198	Two audiotapes and Two videotapes of interview with [REDACTED] (Witness)
I0021199	Two audiotapes and Two videotapes of first interview with Maria Urzua (Rear Passenger in the suspect vehicle)
I0021200	Two audiotapes and Two videotapes of interview with [REDACTED] (Witness)
I0021201	Two audiotapes and Two videotapes of second interview with Maria Urzua

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

May 13, 2004

Reporting Officer ROUNDS	ID # 360	Division INV	Approved By R. G. Triviz	Date of Report 05/13/2004	Time 14:04
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ORIGINAL

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Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E 24TH STREET				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

### Detective Follow-up Report

On April 29, 2004, I interviewed [REDACTED] a witness of the Officer Involved Shooting that occurred on March 11, 2004, at about 1150 hours, at 620 E. 24 Street. The interview with [REDACTED] was obtained at the Chula Vista Parole Office, 765 3<sup>rd</sup> Ave., Suite 200. For further information regarding [REDACTED] statement, refer to the separate synopsis statement report.

After obtaining [REDACTED] statement, he was shown a photo line-up containing Ortiz' picture in position #5. [REDACTED] viewed the photo line-up and was unable to make an identification.

End of Report  
Detective E. Cordero

Reporting Officer E.CORDERO	ID # 336	Division INV	Approved By R. G. Triviz	Date of Report 05/17/2004	Time 16:15
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ORIGINAL

Continued N



Continued From CRIME
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# **San Diego Regional Officer's Report Narrative**

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 East 24th Street		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim Harward, D			District	Beat 240
Suspect (If Named) Ortiz, Richard				
Property Tag No.(s)				

## **DETECTIVE FOLLOW UP REPORT**

### **STATEMENT OF [REDACTED] (Witness)**

On 03-11-04, at about 1930 hours, Detective Nagle and I met with [REDACTED] at the National City Police Department. We interviewed [REDACTED] in an interview room within the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview as evidence.

The following is a synopsis of our interview with [REDACTED] and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

Statement of [REDACTED] (Witness) [REDACTED] is an [REDACTED] student at Sweetwater High School. On 03-11-04, [REDACTED] was in his [REDACTED] class ([REDACTED]). [REDACTED] and some fellow students were out of the classroom working on a video project. They were on their way back to the classroom, which was located near the north side of the campus, next to the 600-700 block of East 28<sup>th</sup> Street.

As [REDACTED] walked back to class, he looked between two buildings and out onto East 28<sup>th</sup> Street. He saw a tan "low rider" vehicle parked facing east along the south curb of East 28<sup>th</sup> Street. The "low rider" vehicle had just dropped off a female student.

At about the same moment, [REDACTED] saw a blue, 4-door, [REDACTED] travel southbound on F Avenue at a high rate of speed. The high speed at which the [REDACTED] was traveling was part of the reason why [REDACTED]'s attention was drawn out onto East 28<sup>th</sup> Street.

The blue [REDACTED] collided with the rear end of the tan "low rider" vehicle. [REDACTED] cannot remember which side of the tan "low rider" vehicle was struck. [REDACTED] did not hear the sound of tires screeching and he did not see anything to indicate that the blue [REDACTED] tried to slow down before it collided with the tan "low rider" vehicle.

When the blue [REDACTED] collided with the tan "low rider" vehicle, the female passenger that had just exited the "low rider" vehicle was thrown over the [REDACTED]. The female student landed on the ground near the blue [REDACTED].

The blue [REDACTED] was inoperable after the collision, but its engine was still accelerating. [REDACTED] saw the [REDACTED] were three males inside the [REDACTED].

The driver of the blue [REDACTED] a Hispanic male adult, exited the front driver's seat of the blue [REDACTED]. The driver ran away from the [REDACTED] eastbound toward Highland Avenue. [REDACTED] lost sight of the driver.

Reporting Officer ROUNDS	ID # 360	Division INV	Approved By D. J. Grande	Date of Report 04/30/2004	Time 14:24
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ORIGINAL

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San Diego Regional  
Officer's Report  
Narrative

Page 2 of 2	Case Number 0402879
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Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 East 24th Street	City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D			
Suspect (If Named) Ortiz, Richard			
Property Tag No.(s)			

and did not see where he went. The driver was about 20-30 years old, with black hair and a heavy build. He was wearing a blue or black shirt and blue denim pants. [REDACTED] cannot identify the driver of the blue [REDACTED] if he were to see him again.

[REDACTED] saw a person (possibly a female) help a white male get out of the front passenger seat of the [REDACTED]. [REDACTED] did not see where the female came from. The male was saying that he had been "shot" and that he did not want to lose his leg. [REDACTED] saw that the white male passenger was bleeding from his leg. The male in the front passenger seat was a white male adult, about 19-20 years old, with long sandy blond hair that was grown down to the middle of his back.

[REDACTED] saw a teacher from the high school, "Mr. [REDACTED]" speaking to the white male passenger. "Mr. [REDACTED] class room is located next to classroom [REDACTED]"

[REDACTED] also saw another Hispanic male passenger from the blue [REDACTED] exit the rear driver side seat and run east toward Highland Avenue. The male was about 28 years old with a medium build. The male was wearing a black and gray striped beanie cap, a baby blue short sleeve shirt and baggy blue denim pants. [REDACTED] cannot identify the male from the rear driver side seat if he were to see him again.

A police officer arrived on scene in 1-2 minutes. Numerous other police officers arrived on scene moments later. After about 6-7 police officers arrived, [REDACTED] saw cameras from news stations arrive in the area.

[REDACTED] later saw the police walking with a Hispanic male wearing a light blue shirt. The Hispanic male was wearing handcuffs. [REDACTED] cannot say if the Hispanic male wearing the light blue shirt was one of the males he saw run away from the blue [REDACTED] after it collided with the tan "low rider" vehicle.

[REDACTED] spoke to a coach from the high school, "Coach [REDACTED]" who told him he needed to speak to the police. A police officer gave [REDACTED] a ride to the police station to be interviewed.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

April 30, 2004

Reporting Officer ROUNDS	ID # 360	Division INV	Approved By D. J. Grande	Date of Report 04/30/2004	Time 14:24
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ORIGINAL

Continued Y

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OFFICER'S REPORT ONLY

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 2	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim HARWARD, D		District	Beat	246
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				

Detective Follow-up Report

On April 29, 2004, at about 1310 hours, I interviewed [REDACTED] (witness) at the Chula Vista Parole Office, 765 3<sup>rd</sup> Ave., Suite 200, Chula Vista. The interview with [REDACTED] was captured on audiotape, which was later impounded at the National City Police Department. The following is a synopsis of the interview with [REDACTED] and is not all-inclusive. Refer to the impounded audiotape for additional information regarding this case.

Statement of [REDACTED]

[REDACTED] lives at [REDACTED] [REDACTED] grandmother lives at [REDACTED] [REDACTED] is across the street from [REDACTED]

On March 11, 2004, [REDACTED] was at his grandmother's house. [REDACTED] stepped out the front door when he heard seven to ten consecutive gunshots fired coming from the north end of Olivewood Elementary School or from the south end of the apartment complex located north of the school. [REDACTED] does not know the name of this apartment complex. After the gunshots stopped, [REDACTED] saw an armed officer stand up near the northwest fence of Olivewood Elementary school parking lot. [REDACTED] could not remember which hand the officer had his gun in. The officer then ran to his vehicle parked on the southwest corner of E. 24<sup>th</sup> Street and F Ave. [REDACTED] believes the officer was ducking down when he was shooting. [REDACTED] view was obstructed by vehicles parked on the street; therefore, he was not sure if the officer was the shooter or if someone else was shooting at the officer. The only officer [REDACTED] saw after the shooting was the officer that stood up and ran to his vehicle. [REDACTED] described this officer as being a white male adult, 28 to 35 years old, thin build, 165 to 180 lbs., 5'8" to 5'10", with blond or red hair.

[REDACTED] then saw a blue [REDACTED] peel out of the southwest parking lot of the apartment complex. The blue vehicle traveled southbound on F Ave., at a fast rate of speed. Based on the speed of this vehicle, [REDACTED] knew the vehicle was not going to make the corner since the driver applied the brakes to late (F Ave., and E. 28<sup>th</sup> Street). The blue vehicle crashed into a gold [REDACTED] low rider. [REDACTED] looked over to the apartment and the school area and saw about twenty people on the ground. These individuals appeared to be ladies picking up their children from school. As [REDACTED] checked to see that they were okay, the police officer he had seen earlier drove by southbound on F Ave.

[REDACTED] described the driver of the blue vehicle as being a heavy Hispanic male adult, 20 to 25 years old, 180 to 200 lbs., with black hair. [REDACTED] believes the male driver was wearing a white shirt. [REDACTED] did not see anyone else inside the blue vehicle as it drove south on F Ave. [REDACTED] did not see which way the driver of this vehicle fled after the accident. [REDACTED] and his grandfather walked to the accident site and saw what [REDACTED] believed to be a student receiving medical attention on the sidewalk.

Reporting Officer E.CORDERO	ID # 336	Division INV	Approved By D. J. Grande	Date of Report 05/04/2004	Time 10:13
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ORIGINAL

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OFFICER'S REPORT ONLY

San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 2 of 2	Case Number 0402679	
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:50	Beat 246
Person(s) Involved: Victim HARWARD, D					
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No.(s)					

██████ had not seen the blue vehicle in the neighborhood before the shooting. ██████ believes he might be able to identify the suspect if seen again.

The interview concluded at 1329 hours.

After interviewing ██████ he agreed to come down to the National City Police Department to look at a photo line-up. I drove ██████ to NCPD.

At about 1355 hours, I asked ██████ a few more questions regarding the shooting incident. I then read him the photo line-up admonishment and handed him a photo line-up containing Ortiz' photo in position number five.

The interview at NCPD was concluded at 1400 hours.

Impounded Evidence

Tag No.	Description
I0021428	One audiotape containing the interview with ██████

End of Report

Reporting Officer E.CORDERO	ID # 336	Division INV	Approved By D. J. Grande	Date of Report 05/04/2004	Time 10:13
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ORIGINAL

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Code Section And Description (one incident only) PC / 684 / ATTEMPT QUALIFIER				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

#### DETECTIVE FOLLOW-UP:

On Thursday, 03/11/2004, at 1200 hours, I responded to the area E.24<sup>th</sup> Street and F Avenue reference a radio call of shots fired and outstanding carjacking suspects. Upon arrival, I met with Detective M. Remmers in the 600 block of E. 24<sup>th</sup> Street. Remmers explained that one of the suspects was outstanding in the area. I stayed at that location to maintain the northern perimeter of the area where one of the suspects had last been seen. Shortly afterward, this suspect was located and taken into custody. I then responded to the 2400 block of F Avenue to brief with the other detectives.

Detective D. Grande was the case agent for this investigation. Detective Grande requested that I conduct the scene investigation in the 2400 block of F Avenue and the parking lot of the Royal Apartments, located at the southeast corner of E. 24<sup>th</sup> Street and F Avenue.

The crime scene was cordoned off with yellow crime scene tape and guarded by patrol officers and police service officers.

While waiting for the briefing, [REDACTED] (the [REDACTED] for the Royal Apartments), came out to the west side of the apartments and told me that she had witnessed the suspects trying to run over the officers. [REDACTED] stated that she was driving through the apartments south parking lot, when she saw the suspect vehicle drive straight toward the officers. [REDACTED] saw the officers fire their weapons at the suspect vehicle. [REDACTED] saw the suspect vehicle clip one of the officers as it drove by the officers. I obtained [REDACTED] personal information and advised her that one of the detectives would be contacting her shortly to obtain a detailed statement.

At around 1300 hours, Investigations Sergeant R. Triviz gave the detectives at the scene a briefing on the information obtained so far. Sergeant Triviz explained that Officer Shanahan took a carjacking report, earlier today. The carjacking occurred the night before at around 2330 hours. Prior to the report being entered into the stolen vehicle system, Police Service Officer Caranza located the vehicle in the alley at 1800 Wilson. PSO Caranza saw two suspects were working on the vehicle. Unaware that the vehicle was stolen, PSO Caranza told the suspects to move the vehicle out of the alley. A short time later, The Dispatch Center broadcasted the crime and suspect information over the radio, and officers began checking the area. Officers D. Harward and C. Miller located the vehicle in the south parking lot of the Royal Apartments, at 620 E. 24<sup>th</sup> Street. As the officers approached the vehicle, on foot, the suspects accelerated the stolen vehicle directly at the officers, attempting to run them down. Both officers fired their handguns at the suspects, in an attempt to stop them. The vehicle continued past the officers, exited the parking lot, and turned south onto F Avenue. The suspects drove south on F Avenue, toward Sweetwater High School. Upon reaching the intersection of F Avenue and E. 28<sup>th</sup> Street, the suspect vehicle collided with another vehicle. There were a total of three occupants in the suspect vehicle.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/06/2004	Time 10:51
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ORIGINAL

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Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District Beat 246	
Person(s) Involved: Victim HARWARD, D							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

Two of the occupants in the stolen vehicle were taken into custody at the collision scene. The driver of the stolen vehicle ran and was later found hiding near a residence at 631 E. 28<sup>th</sup> Street.

Detective Grande assigned Property & Evidence Specialist (PES) April Flores to assist me conduct the crime scene investigation in the apartment parking lot at 620 E. 24<sup>th</sup> Street. Detective J. Meeks and Crime Scene Specialist (CSS) A. Chavez were assigned to conduct the scene investigation at 631 E. 28<sup>th</sup> Street and process the suspects for evidence. Officer Geidel from the Traffic Unit was assigned to conduct the hit and run investigation.

#### Crime Scene Investigation:

The Royal Apartments are a multi-building apartment complex located at the southeast corner of the intersection of E. 24<sup>th</sup> Street and F Avenue. The main parking lot for apartments runs along the east and south sides of the complex. The parking lot has only two exits, one on E. 24<sup>th</sup> Street and one on F Avenue. The parking lot has a single row of parking stalls on either side of the driveway.

At around 1332, detectives conducted walk-through and search of the crime scene. Detectives conducted a strip search (by forming a scrimmage line, and walking several feet apart) of the parking lot for evidence. Refer to the log maintained by Officer A. Hernandez for the names of those who entered the crime scene. The detectives continued the search by checking Olivewood Elementary School, which is located directly south of the apartment complex. Detectives then searched the street and sidewalks of F Avenue from the 2400 block to the E. 26<sup>th</sup> Street.

Located in the in apartment parking lot were (9) expended casings. I saw tire acceleration marks down the center of the driveway. The tire marks continuing out of the exit and onto F Avenue, where there were centrifugal tire scuff marks (which were caused by a vehicle turning south onto F Avenue, at a speed great enough for the vehicle to lose traction). Located at Olivewood Elementary school was a possible projectile strike on the wood trim near the roof of the building located east of the parking lot. Refer to attached diagram for location of evidence.

I photographed the scene using a Sony Mavica digital camera. This camera records the digital images onto a recordable compact disc (CDR). I later impounded this CDR into evidence. PES Flores also photographed the scene using a 35mm camera. Flores and I then documented and measured the scene. I used a Station Line to obtain the scene measurements. The Station Line was run in a northerly direction, along the east side of the east sidewalk on F Avenue. The zero point on the Station Line was positioned inline with the northwest corner of the parking lot at Olivewood Elementary School. The zero point measured 310' 6" north of the elongation of the north curblin of E. 26<sup>th</sup> Street, and 12' 7" east of the east curblin of F Avenue.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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# San Diego Regional Officer's Report Narrative

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Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24TH ST	City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

PES Flores then collected the evidence and impounded it at NCPD. PES Flores and I completed the crime scene investigation at around 1715 hours.

## EVIDENCE LEGEND

Item #	Description	X coordinate (east or west of S.L.)	Y coordinate Station Line (S.L.)
1	Expended casing cal. [REDACTED]	9' 08" east of	52' 06"
2	Expended casing cal. [REDACTED]	11' 06" east of	57' 04"
3	Expended casing cal. [REDACTED]	17' 00" east of	54' 02"
4	Expended casing cal. [REDACTED]	17' 08" east of	44' 08"
5	Expended casing cal. [REDACTED]	5' 09" east of	39' 10"
6	Expended casing cal. [REDACTED]	14' 10" east of	33' 05"
7	Expended casing [REDACTED]	16' 06" east of	23' 03"
8	Expended casing [REDACTED]	18' 10" east of	26' 06"
9	Expended casing cal. [REDACTED]	30' 01" east of	43' 02"
A 1	Tire mark (end)	-43' 00" west of	-38' 00"
A 2	Tire mark (mid-point)	-45' 07" west of	-25' 04"
A 3	Tire mark (mid-point)	-45' 03" west of	-17' 03"
A 4	Tire mark (mid-point)	-40' 06" west of	- 2' 10"
A 5	Tire mark (mid-point)	-29' 06" west of	+18' 06"
A 6	Tire mark (mid-point)	-21' 01" west of	+24' 03"
B 1	Tire mark (end)	-47' 00" west of	-38' 05"
B 2	Tire mark (mid-point)	-48' 00" west of	-26' 07"
B 3	Tire mark (mid-point)	-48' 04" west of	-17' 03"
B 4	Tire mark (mid-point)	-43' 03" west of	- 2' 10"
B 5	Tire mark (mid-point)	-25' 11" west of	+18' 06"
B 6	Tire mark (mid-point)	-16' 05" west of	+24' 00"
C 1	Tire mark (end)	-49' 06" west of	-17' 03"
C 2	Tire mark (mid-point)	-45' 03" west of	- 2' 10"
C 3	Tire mark (mid-point)	-20' 04" west of	+18' 06"
C 4	Tire mark (mid-point)	-14' 00" west of	+21' 05"
C 5	Tire mark (mid-point)	0' 00"	+25' 00"
C 6	Tire mark (mid-point)	+11' 09" east of	+26' 00"
C 7	Tire mark (mid-point)	+72' 01" east of	+25' 09"
C 8	Tire mark (begin)	+163' 04" east of	+23' 00"

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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ORIGINAL

Continued Y

Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 4 of 9		Case Number 0402679			
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District 246		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

D	Impact mark on school building	+115' 06" east of	-112' 00"
	Additional measurements for item D: 8' 10" above the ground and 4' 2" north of south wall		

#### Follow-up continued:

On 03/11/2004 at around 1840 hours, I assisted PES Flores collected evidence from Officer C. Miller. We used the CSS office at NCPD as our work area. Per Detective Grande's request, PES Flores conducted a gunshot residue (GSR) test on Officer Miller's hands. I then collected Officer Miller's uniform shirt, uniform pants, dress belt, utility belt, and boots. These items were turned over to PES Flores to be processed for evidence.

At around 1950 hours, I assisted PES Flores collect evidence from Officer D. Harward. Flores also conducted a GSR test on Harward's hands. Officer Harward's uniform shirt, pants, belts, and boots were also collected and turned over to PES Flores for evidence processing.

#### Vehicle Inspection:

On Friday, 03/12/2004 at around 1005 hours, I went to the underground parking garage to inspect the suspect vehicle. The vehicle was secured inside the vehicle evidence cage of the Property and Evidence Unit. The vehicle was a blue 1986 [REDACTED] four-door sedan, bearing California license plates: [REDACTED]. Detective Meeks photographed the vehicle with a digital camera. PES Flores photographed the vehicle with a 35mm camera.

I conducted a walk around of the vehicle and observed that the right rear tail light was on, the gear shift was in the 'Drive' position, the emergency brake was off, the key was in the ignition, and the airbag in the steering wheel was deployed. There front of the vehicle had damage, as a result of the collision at E. 28<sup>th</sup> and F Avenue. The majority of the damage was to the right front bumper and fender. This caused the hood to buckle and fold upward.

The windshield had impact damage on the upper left corner (driver's side). The impact damage was outward and appears to be caused by the driver's head impacting the windshield. The rear window on the vehicle was tinted and intact. The driver's side window was in a down position and tinted. The left rear side window was down and tinted. The left rear quarter window was intact and tinted. The right front side window was down and was tinted. The right rear side window was ¾ up, tinted, and had a projectile hole through it. The right rear quarter window was intact and tinted.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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ORIGINAL

Continued Y



Continued From: CRIME		<b>San Diego Regional Officer's Report Narrative</b>		Page 5 of 9		Case Number 0402679			
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER			Date 03/11/2004		Day of Week THU		Time 11:50		
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

I observed six projectile holes in the vehicle. There were two holes (evidence markers 1 and 2) in the hood (above the engine compartment). The bullets from these holes appeared to continue into the engine compartment.

There was a projectile hole (evidence item 3) through the front windshield, which continued through the dashboard, and struck to the back of the steering wheel. I saw a light gray mark on the back of the steering wheel, which appeared to be caused by a bullet strike. This mark lined up with the exit hole from the dashboard, when the steering wheel was turned to the right (approximately one quarter of a turn). Upon examining the hole in the dashboard, a piece of copper jacketing from a bullet was found lodged in the exit hole. I removed the copper jacketing with forceps and gave it to PES Flores, who impounded it into evidence.

There was a projectile hole (evidence item # 4) in the right rear passenger window. There was another hole that entered the right side of the headrest of the front passenger seat and exited the front of the headrest. It appears that these holes were made by the same projectile. The front passenger seat had been pushed forward during the collision. The tracks for the seat were bent, which prevented the seat being pushed back to check the alignment of the projectile holes. It appears that if the seat were reclined back in a normal seating position, the hole in the headrest would be in the same position as the hole in the right rear passenger window.

There was a projectile hole in the right rear passenger door (evidence marker # 5). The entry hole was near the rear edge of the door. This projectile appeared to enter the vehicle in a slight left to right angle, and then deflected to an extreme right angle, upon striking doorframe. This projectile continued until striking the trailing edge of the right rear door. It appears that the projectile lodged between the door and the frame. The projectile was not present and may have fallen out at some point, when the door was opened earlier (possibly when the passenger exited the vehicle after the collision).

There was a projectile hole (evidence marker #6) in the roof, above the left rear passenger window. The hole penetrated the hollow frame of the roof and there was no exit hole found.

Detective Meeks searched the interior of this vehicle and found the following items:

- A black hooded sweatshirt with "San Diego Classick" in light gray lettering on the front, and "San Diego Classick" on the hood. The sweatshirt was located on the driver's seat.
- Red fluid stain (that appeared to be blood) on the interior of the front passenger door, near the door latch. PES Flores took swabs from this stain.
- A tan colored rug was found on the back seat.
- On top of the rug was a blue nylon bag (with the "Miles" in white lettering on the front). Inside the bag was an olive drab vest.
- A Teac CD player (model PD485, serial # 111492) was found on the back seat, on the left side, upside down.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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ORIGINAL

Continued Y

Continued From: CRIME
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## San Diego Regional Officer's Report Narrative

Page 6 of 9		Case Number 0402679	
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER		Date 03/11/2004	Day of Week THU
Location Of Incident (Or Address) 620 E. 24TH ST		City NATIONAL CITY	District 246
Person(s) Involved: Victim HARWARD, D			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

- A pink plastic "Betty Boop" coin purse was found on the back seat, in front of the CD player.
- A green nylon shower bag was found on the right rear floorboard. Inside the bag were numerous small baggies (approximately ½ x ½ inches), which are commonly used to package and distribute controlled substances, such as methamphetamines. (2) of the baggies had white powder residue inside them.
- Also located next to this clear plastic plate, which was broken in half.
- A vehicle jack (scissor type) was found underneath the driver's seat.
- A black plastic cell phone holder was found on the right rear floorboard.
- A screwdriver (phillips head) was found on the right rear floorboard.
- A box cutter was found in the center consol.
- In the trunk were the miscellaneous items: a hitch, a windshield sunshade, a bag of charcoal, (2) empty plastic one gallon bottles, (2) hangers, a children's book (Ralph's Secret Weapon), and a spare tire.

After searching the interior of the vehicle, PES Flores dusted the vehicle for latent fingerprints.

At around 1025 hours, I also examined the patrol vehicles driven by Officers Harward and Miller. Both vehicles had been parked in the underground parking facility at NCPD. Miller's vehicle was unit 370, with California license plates: [REDACTED] Harward's vehicle was unit 437, with California exempt license plates: [REDACTED] Both patrol cars were Ford Crown Victoria Police Interceptors. I found nothing inside either vehicle out of the ordinary. The only additional weapons found in the vehicles were the [REDACTED] shotguns and [REDACTED] rifles assigned to each vehicle. Both vehicles had equipment inside, that belonging to each of the officers. At around 1030 hours, PES Flores conducted gunshot residue test on the interior and exterior of the driver's doors of both patrol cars. At around 1045 hours, we continued to process the suspect vehicle.

### Crime Scene Follow-up:

At around 1210 hours, Detective Remmers requested that I respond to 620 E. 24<sup>th</sup> Street. Detective Remmers and Grande were conducting a walk through of the scene. Upon arrival, Detective Rounds brought witness, [REDACTED] out to the scene to have her show us where she was at, when she witnessed the incident. [REDACTED] also pointed out the locations of where she believed Officers Harward and Miller were at, when the suspects attempted to run them down. PES Flores took photographs from [REDACTED] position. I stood in the position [REDACTED] believed Officer Harward was standing and Detective Remmers stood where Officer Miller was standing. [REDACTED] also pointed out locations in the parking lot where she believed the suspect vehicle was parked, where it was at when the officers drew their handguns, and where it was at when the officers first fired their weapons. Detective Grande marked the locations on the parking lot, with a piece of yellow chalk, (following [REDACTED] directions). PES Flores then measured these locations in the parking lot, using a 'Rol-a-tape'. The southwest corner of the apartment building (620 E. 24<sup>th</sup> Street) located on the north side of the parking lot was used as a reference point to measure from. Refer to the attached diagram for additional details.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E 24TH ST				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

### MEASUREMENT LOG

Item	Description	West wall of apartment building 620 E. 24 <sup>th</sup> St.	South wall of building 620 E. 24 <sup>th</sup> St.
E	Location of Officer Miller, per witness [REDACTED]	5' 04" East of	25' 09" South of
F	Location of Officer Harward, per witness [REDACTED]	10' 04" East of	31' 04" South of
G	Location of suspect vehicle when first shot was fired.	28' 03" East of	32' 00" South of
H	Location of suspect vehicle when officers drew their guns	54' 01" East of	32' 06" South of
I	Location of witness [REDACTED]	109' 4" East of	43' 10" South of
J	Location of suspect vehicle in parking stall.	91' 01" East of	17' 10" South of

PES Flores also measured the following distances (according to witness [REDACTED]):

- Officer Harward's position to the suspect vehicle, when he pointed his handgun at the suspect and ordered him to stop. This measured 43 feet, 5 inches.
- Officer Miller's position to the suspect vehicle, when he pointed his handgun at the suspect and ordered him to stop. This measured 48 feet, 3 inches.
- Officer Harward's position to the suspect vehicle, when the first shot was fired. This measured 18 feet, 2 inches.
- Officer Miller's position to the suspect vehicle, when the first shot was fired. This measured 22 feet, 9 inches.

We also placed traffic cones on the tire mark in the parking lot, so that PES Flores could photograph the path of the tire marks.

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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ORIGINAL

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Continued From: CRIME		San Diego Regional Officer's Report Narrative		Page 8 of 9		Case Number 0402679			
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District		Beat 246	
Person(s) Involved: Victim HARWARD, D									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

Flores and I also measured the centrifugal scuff marks in the roadway. I obtained a cord length of 65 feet and a middle ordinate of 13 feet, 6 inches.

I estimated the minimum speed of the suspect vehicle at the point it left the centrifugal scuff marks on the roadway, using the principles of uniform circular motion. Based upon the calculations listed below, I determined the minimum speed to be 21 mph.

R = radius  
M = middle ordinate  
C = Chord  
V = velocity  
G = gravity  
 $\mu$  = drag factor

The Pythagorean Theorem states:

$$R = \frac{C^2}{8M} + \frac{M}{2}$$

$$R = \frac{65^2}{(8)(13.5)} + \frac{13}{2}$$

$$R = \frac{4225}{108} + 6.75$$

$$R = 39.120 + 6.75$$

$$R = 45.87$$

Formula for estimating the velocity of a vehicle in uniform circular motion:

$$V = \sqrt{Rg\mu}$$

$$V = \sqrt{(45.87)(32.2fps^2)(0.7)}$$

$$V = \sqrt{1033.91}$$

$$V = 32.15fps$$

$$V = (32.15fps)\left(\frac{15}{22}\right)$$

$$V = 21mph$$

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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Continued From:  
CRIME

San Diego Regional  
Officer's Report  
Narrative

Page 9 of 9	Case Number 0402679	
Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24TH ST	City NATIONAL CITY	District Beat 246
Person(s) Involved: Victim HARWARD, D		
Suspect (If Named) ORTIZ, RICHARD		
Property Tag No.(s)		

**Follow-up Vehicle Inspection:**

On Monday, 03/29/2004, I removed the hood from the [REDACTED] by having National City Public Works Mechanic Patrick McDaniels cut the brackets holding the hood. Once the hood was removed, I saw a projectile hole the entered the firewall. I also saw what appeared to be melted lead on the exhaust manifold of the engine (possibly from the other projectile that went through the hood).

On Tuesday, 03/30/2004, at around 0800 hours, Criminalist Lance Martini, from the San Diego Sheriff's Crime Laboratory, came to NCPD to conduct trajectory analysis on the [REDACTED] Sheriff's Evidence Tech Marie Durina assisted by taking photographs.

On Friday, 04/02/2004, at around 0900 hours, National City Fire Department, Truck 34 (Captain Kevin Killacky, Engineer Ben Garcia, Firefighter Ernesto Diaz, and Firefighter Paul Kane) came to NCPD at my request, to assist in retrieving projectiles that may be lodged inside the [REDACTED]. The roof was cut along the drivers side roof line (near evidence marker #6). After roof was cut, I saw no projectiles inside the hollow area running along the edge of the roof. I concluded that the projectile must have bounced out, upon striking the roof.

The projectile hole in the firewall was examined. Located behind the firewall at this location was cover to the heater coil. The cover was cut open and inside was a large caliber copper jacketed bullet. PES Flores photographed the bullet in place. I then retrieved it and gave it to Flores to impound.

**EVIDENCE:**

TAG #	DESCRIPTION
I0019856	CDR with digital images from crime scene.
I0019857	CDR with digital images of the suspect vehicle.
I0019858	Field notes from the crime scene investigation and vehicle inspection.

Prepared by: Detective K. Gelskey #277

Reporting Officer K. GELSKEY	ID # 277	Division INV	Approved By D. J. Grande	Date of Report 04/08/2004	Time 10:51
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ORIGINAL

Continued Y

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER

0402679

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W	RESIDENCE ADDRESS					CITY	STATE	ZIP
06							CA	
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT
		W	M					
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.
U								VW ASSIST
BUSINESS OR MILITARY ADDRESS					CITY	STATE	ZIP	

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE	RESIDENCE ADDRESS					CITY	STATE	ZIP
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.
								VW ASSIST
BUSINESS OR MILITARY ADDRESS					CITY	STATE	ZIP	

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE	RESIDENCE ADDRESS					CITY	STATE	ZIP
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.
								VW ASSIST
BUSINESS OR MILITARY ADDRESS					CITY	STATE	ZIP	

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE	RESIDENCE ADDRESS					CITY	STATE	ZIP
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.
								VW ASSIST
BUSINESS OR MILITARY ADDRESS					CITY	STATE	ZIP	

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W-TYPE	RESIDENCE ADDRESS					CITY	STATE	ZIP
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO VICTIM / SUSPECT
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.
								VW ASSIST
BUSINESS OR MILITARY ADDRESS					CITY	STATE	ZIP	

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)

REPORTING OFFICER

ID

E.CORDERO

336

ORIGINAL

CONTINUED N

Continued From: OFFICER'S REPORT ONLY
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## San Diego Regional Officer's Report Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 1 of 1	Case Number 0402679
Location Of Incident (Or Address) 620 E 24TH STREET		City NATIONAL CITY	Day of Week THU	Time 11:50
Person(s) Involved: Victim ORTIZ, RICHARD			District	Beat 246
Suspect (If Named) HARWARD, D				
Property Tag No.(s)				

### Detective Follow-up Report

On March 11, 2004, at about 1200 hours, NCPD Detectives responded to 620 E. 24<sup>th</sup> Street to investigate a report of an Officer Involved Shooting. Upon my arrival, I was informed that Officers D. Harward and C. Miller were involved in an Officer Involved Shooting in the south parking lot of 620 E. 24<sup>th</sup> Street, National City, after the suspect, **Richard Ortiz** tried running them over in a stolen vehicle. I was also informed that Ortiz had crashed in the area of E. 28<sup>th</sup> Street and F Ave., prior to fleeing on foot. Ortiz was subsequently arrested in the yard of 631 E. 28<sup>th</sup> Street.

Detective Grande, the lead detective requested I transport witnesses to the National City Police Department to be interviewed by detectives.

At about 1447 hours, Detective Rounds and I interviewed [REDACTED] (witness) at the National City Police Department Investigations Interview Room B. The interview with [REDACTED] was captured on audio and videotape, which was later impounded at the National City Police Department.

On March 24, 2004, Detective Grande handed me a photo line-up containing a picture of Richard Ortiz. Ortiz' picture was in the #5 position of the photo line-up with five other "filler" pictures. Detective Grande requested I contact [REDACTED] and show him the photo line-up. Detective Grande also requested I contact Coach [REDACTED] from Sweetwater High School, 2900 Highland Ave. Detective Grande had information that [REDACTED] might have witnessed the accident at E. 28<sup>th</sup> Street and F Ave.

On March 25, 2004, at about 1156 hours [REDACTED] came into the National City Police Department. I read [REDACTED] the photographic line-up admonishment and handed him the photo line up. [REDACTED] studied the photographic line-up; however, he could not make an identification.

On April 22, 2004, at about 0900 hours, I contacted [REDACTED] at Sweetwater High School, 2900 Highland Ave. I informed [REDACTED] of our investigation. [REDACTED] arrived after the police were at the scene and did not witness the shooting or accident; therefore, he could not provide information regarding this investigation.

End of Report  
Detective E. Cordero

Reporting Officer E.CORDERO	ID # 336	Division INV	Approved By R. G. Triviz	Date of Report 04/26/2004	Time 15:38
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ORIGINAL

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
**0402679**

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W	URZUA, MARIA								
W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
06					NATIONAL CITY		CA		
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED		RELATION TO: VICTIM / SUSPECT
		H	F	12/24/1960	SS				
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
U	UNEMPLOYED								N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

SECOND ADDRESS

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W									
W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED		RELATION TO: VICTIM / SUSPECT
		W	F		SS				
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
							VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W									
W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED		RELATION TO: VICTIM / SUSPECT
		H	M						
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
							VARY	VARY	N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

CELLULAR PHONE

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W									
W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED		RELATION TO: VICTIM / SUSPECT
		H	M						
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
							SAT - SUN	07:00 - 16:30	N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)									
W									
W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
06									
RESIDENCE PHONE		RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED		RELATION TO: VICTIM / SUSPECT
		H	M						
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
							SAT - SUN	07:00 - 15:30	N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

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W-TYPE	RESIDENCE ADDRESS				CITY		STATE		ZIP
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		H	M						
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE		DAYS OFF	WORK HRS.	VW ASSIST
							SAT - SUN	07:00 - 15:30	N
BUSINESS OR MILITARY ADDRESS					CITY		STATE		ZIP

REPORTING OFFICER

E.CORDERO

I.D.

336

ORIGINAL

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**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS AND/OR WITNESSES  
AND OTHER PEOPLE ASSOCIATED WITH THE CRIME**

PAGE

CASE NUMBER  
0402670

LOCATION OF INCIDENT (OR ADDRESS)

CITY

BEAT

DISTRICT

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

W						CITY	STATE		ZIP
W-TYPE	RESIDENCE ADDRESS								
06									
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO: VICTIM / SUSPECT		
	W	M							
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
						SAT - SUN	07:00 - 15:30	N	
BUSINESS OR MILITARY ADDRESS					CITY	STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION)

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BUSINESS OR MILITARY ADDRESS					CITY	STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

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BUSINESS OR MILITARY ADDRESS					CITY	STATE		ZIP	
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BUSINESS OR MILITARY ADDRESS					CITY	STATE		ZIP	
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W-TYPE	RESIDENCE ADDRESS					CITY	STATE		ZIP
RESIDENCE PHONE	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	INTERPRETER REQUIRED	RELATION TO: VICTIM / SUSPECT		
STATUS	EMPLOYER (RANK IF MILITARY)				BUSINESS PHONE	DAYS OFF	WORK HRS.	VW ASSIST	
BUSINESS OR MILITARY ADDRESS					CITY	STATE		ZIP	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER

E.CORDERO

I.D.

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Page 1 of 3	Case Number 0402679		
Code Section And Description (one incident only) PC / 187*604 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 East 24th Street	City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.			
Suspect (If Named) Ortiz, Richard			
Property Tag No.(s)			

DETECTIVE FOLLOW UP REPORT

STATEMENT OF [REDACTED] (Witness)

On 03-25-04, at about 1245 hours, [REDACTED] (Witness) came to NCPD to be interviewed. [REDACTED] was present in the area of East 28<sup>th</sup> Street and F Avenue on 03-11-04, at about 1150 hours.

I interviewed [REDACTED] in an interview room within the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview at NCPD as evidence. The following is a synopsis of the interview with [REDACTED] and is not all-inclusive. For further details, refer to the audio and /or video tapes of the interview.

Statement of [REDACTED] (Witness): On 03-11-04, at about 1150 hours, [REDACTED] was parked and seated in the driver seat of his 1998 [REDACTED], near Sweetwater High School. He was parked on the north side of East 28<sup>th</sup> Street, facing west, about two car lengths east of F Avenue. His vehicle's engine and radio were turned off and his driver side window was down. [REDACTED] was alone in his vehicle. He was parked in the area because he was going to pick up his girlfriend, [REDACTED], who is a student at Sweetwater High School.

[REDACTED] heard the sound of a vehicle engine "revving" loudly. [REDACTED] could not see the vehicle that was making the revving sound. The sound seemed to be coming from F Avenue, north of East 28<sup>th</sup> Street. The revving sounded like it was moving southbound on F Avenue, traveling in [REDACTED] direction. [REDACTED] did not hear any gunshots in the area prior to hearing the revving engine sound.

As the revving sound came closer, [REDACTED] heard the sound of screeching tires. It sounded like someone was applying a vehicle's brakes very hard. [REDACTED] saw a black, four-door [REDACTED] sedan (possibly an 1994, [REDACTED]) travel southbound at a high rate of speed (skidding). The [REDACTED] skidded through the intersection of East 28<sup>th</sup> Street and F Avenue. The [REDACTED] traveled from north to south in front of [REDACTED]. [REDACTED] knew the [REDACTED] was skidding because he saw smoke coming from its tires. The [REDACTED] collided into a light beige colored "low rider" vehicle. The low rider vehicle was possibly a two-door [REDACTED]. The low rider vehicle was parked along the south curb line of East 28<sup>th</sup> Street, near F Avenue, facing east. It appeared to [REDACTED] that the low rider vehicle was dropping off a female student. The female student had exited the low rider vehicle out of the vehicle's front passenger side door.

The front end of the [REDACTED] collided with the rear driver side fender area of the low rider vehicle. The low rider vehicle "turned" around from the force of being hit by the [REDACTED]. The low rider vehicle stopped facing in a north or northwest direction. The [REDACTED] also "turned around" and stopped facing eastbound. [REDACTED] cannot estimate how fast the [REDACTED] was traveling when it collided with the low rider vehicle.

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Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 East 24th Street				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim Harward, D.				District		Beat 240	
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

█████ saw the female student from the low rider vehicle get "forced" up into the air from the force of the low rider vehicle's fender pushing her when it was struck by the █████. The female student was thrown about 10-15 feet. She landed on the south sidewalk of East 28<sup>th</sup> Street.

█████ saw the driver of the █████ (Suspect #1) was a Hispanic male, wearing a baby blue t-shirt and dark colored denim pants. Suspect #1 tried to force the front driver side door of the █████ open. Suspect #1 was able to force the door open and get out of the front driver seat of the █████. Suspect #1 looked like he was injured because he was limping as he began to run away. █████ did not see any blood on Suspect #1.

Suspect #1 ran away from the collision scene without stopping to check on the welfare of the people in the low rider vehicle. He ran north to the north sidewalk of East 28<sup>th</sup> Street, west of █████ location. Suspect #1 then ran east on East 28<sup>th</sup> Street past the passenger side of █████ vehicle. Suspect #1 was about two yards away from █████ as he ran past. █████ turned in his seat and looked over his shoulder to see where Suspect #1 was going. █████ did not take his eyes off Suspect #1 as he ran away. He saw Suspect #1 run into some 7-8 foot tall "bushes" (hedges) that were located next to a pink house on the north side of East 28<sup>th</sup> Street. Suspect #1 ran north, toward the rear of the pink house and out of sight.

█████ turned back around, exited his vehicle and started to go check on the female student that was thrown during the collision. █████ heard sirens from police cars approaching, so he decided to go back to his vehicle. One police car arrived immediately, followed by another police car that was right behind the first. █████ saw a teacher from the high school was helping the female student that was thrown to the ground during the collision. █████ stood beside his vehicle while numerous police officers arrived in the area.

█████ walked over to a school security guard that was near the fence bordering the high school. There was a police officer standing behind the security guard. █████ told the security guard that he saw where the suspect fled. █████ pointed to the area of the pink house on the north side of East 18<sup>th</sup> Street. The police officer that was standing behind the security guard heard █████ talking. The police officer told other police officers where to go look for Suspect #1. █████ saw several police officers go to the area the to rear of the pink house that he had pointed out.

Another police officer (detective) showed up moments later. █████ believes the detective's name was "Hart." Detective Hart asked █████ to show him exactly where he saw Suspect #1 run. █████ directed Detective Hart over to the bushes west of the pink house. Detective Hart and another officer walked toward the rear of the pink house, out of sight.

Detective Hart and the second officer were behind the █████ house for about five minutes. They finally came out to the street with Suspect #1 in custody (with his hands behind his back). The male suspect Detective Hart had

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Date 03/11/2004	Day of Week THU	Time 11:50		
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Location Of Incident (Or Address) 620 East 24th Street	City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.				
Suspect (If Named) Ortiz, Richard				
Property Tag No.(s)				

in custody was the same male [REDACTED] saw run from the front driver side seat of the [REDACTED] after the collision. He was the same male [REDACTED] saw run eastbound past his vehicle.

Suspect #1 was a Hispanic male adult, about 21-22 years old. He was about 5'7" tall, about 300 pounds, with a heavy build. Suspect #1 had dark colored skin and short black or dark brown hair underneath a tight fitting black beanie cap. Suspect #1 had a dark complexion. [REDACTED] does not remember if Suspect #1 had facial hair. Suspect #1 was wearing a baby blue t-shirt, dark colored denim pants. [REDACTED] is certain that the male the police arrested behind the house on East 28<sup>th</sup> Street is the same male (Suspect #1) he saw run from the driver's seat of the [REDACTED]

After the collision, [REDACTED] saw there was also a second male (Suspect #2) in the [REDACTED] Suspect #2 was seated in the front passenger side seat of the [REDACTED] Suspect #2 remained inside the [REDACTED] until and ambulance arrived on scene. Suspect #2 was complaining of pain to his legs. Suspect #2 repeatedly screamed, "My legs, my legs!" [REDACTED] did not get close enough to Suspect #2 to see if he was injured. [REDACTED] did not speak with Suspect #2.

Suspect #2 was a white male adult, about 23-24 years old. He was about 5'8" tall, about 170 pounds, with a medium build. [REDACTED] could not describe Suspect #2 in further detail.

After I completed taking [REDACTED] statement, I showed him a photographic line up containing a picture of Richard Ortiz in the #5 position of the photograph line up with five other "filler" pictures. [REDACTED] looked at the photograph line up and identified the people in photographs #3 (filler picture) and #5 (Ortiz' picture) as most looking like Suspect #1. [REDACTED] said the person in photograph #3 looked more like Suspect #1. Using a photocopy of the photograph line up, I had [REDACTED] circle the photographs he identified (#3 and #5). He then signed and dated the photocopy of the photograph line up.

I later impounded the original signed copy of the photograph line up at NCPD as evidence.

END OF REPORT

Detective Robert A. Rounds  
National City Police Department  
Investigations Division

April 21, 2004

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Code Section And Description (one incident only) PC / 187*684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED			Date 03/11/2004		Day of Week THU
Location Of Incident (Or Address) 620 E. 2TH ST			City NATIONAL CITY		Time 11:50
Person(s) Involved: Victim MILLER / HARWARD,			District		Beat 246
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No (s)					

### DETECTIVE FOLLOW-UP

On March 11, 2004, I heard over the police radio that NCPD officers were actively searching for an outstanding suspect that was wanted for Carjacking. Two NCPD officers had fired their weapons at the suspect vehicle during the incident when the suspect tried to run them down with his stolen vehicle at 620 E. 24<sup>th</sup> Street, National City. I responded to the area of F Avenue and E. 24<sup>th</sup> Street to assist in the search for the suspect.

Upon my arrival, NCPD Detective Meeks and I assisted in securing the perimeter in the area of E. 28<sup>th</sup> Street and G Avenue when the suspect, later identified as **Richard Ortiz**, was captured. Afterward, I received an incident briefing from the on-scene commanders and was assigned to assist in locating evidence in the surrounding area.

During my check of the surrounding area, I spoke with [REDACTED] (Witness) at [REDACTED] National City. Her residence is located [REDACTED] of and [REDACTED] the street from the south parking lot of 620 E. 24<sup>th</sup> Street. [REDACTED] told me she was home inside of her residence babysitting her [REDACTED] niece. No one else was home. [REDACTED] heard the sound of a car engine loudly racing and then approximately four gunshots. She did not see or hear anything else. [REDACTED] said she did not witness the shooting incident or see what the vehicle looked like that sped away. [REDACTED] could not provide any further details.

I did not locate any items of the evidence.

Detective Grande and I were assigned to interview NCPD Officers Miller and Harward (Victims). The interviews took place in one of the interview rooms at NCPD in the Investigations Division and they were captured on audio and videotapes. Officer Miller was first to be interviewed (1700 hours) and then Officer Harward (1837 hours). *See attached statement for details.*

Detective Grande and I attempted to interview Richard "Joker" Ortiz (Suspect) at NCPD. Ortiz was Mirandized, and he invoked (2030 hours).

On March 12, 2004, at about 1150 hours, Detective Grande conducted a scene walk-through with Officers Harward and Miller at 620 E. 24<sup>th</sup> Street. I videotaped the walk-through using a Hi-8mm video camera. *Refer to Detective Grande's report for details.*

On March 12, 2004, at about 1515 hours, I went to UCSD Hospital and spoke with Dr. [REDACTED] the attending physician for [REDACTED] (Suspect). Dr. [REDACTED] told me that [REDACTED] sustained two gunshot wounds: (1) Gunshot wound to the left leg that shattered his femur and other bones around his knee, (1) Gunshot wound (through-and-through) to his upper back. The gunshot wounds were non-life threatening. I used a

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Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E 2TH ST	City NATIONAL CITY	District Beat 246
Person(s) Involved: Victim MILLER / HARWARD,		
Suspect (If Named) ORTIZ, RICHARD		
Property Tag No.(s)		

digital camera to photograph the injuries. Dr. [REDACTED] informed me that [REDACTED] had been given a [REDACTED]. It appeared to me that [REDACTED] was not in a condition to provide a statement; therefore I did not conduct an interview.

[REDACTED] mother, arrived at the Recovery Room. I obtained a statement from Ms. [REDACTED]. See attached statement for details.

On March 29, 2004, NCPD patrol officers arrested [REDACTED] (Suspect) for several outstanding warrants. Based on the Carjacking investigation, [REDACTED] was considered a suspect. At NCPD, I Mirandized [REDACTED] at 0810 hours in one of the interview rooms inside the Investigations Division. He told me that he understood his rights and provided me with a statement. The interview was captured on audio and videotapes. See attached statement for details.

End of report.

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Date 03/11/2004		Day of Week THU
Time 11:50		District Beat 246

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONAL CITY		District Beat 246	
Person(s) Involved. Victim HARWARD, D							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

DETECTIVE FOLLOW-UP

STATEMENT FROM [REDACTED]

On March 29, 2004, at about 0810 hours, I interviewed [REDACTED] in an interview room within the National City Police Department's Investigations Division. The interview was captured on audio and videotape and it was later impounded into evidence at NCPD. The following is a synopsised post Miranda statement from [REDACTED] and it is not all-inclusive. Please refer to the audiotape for a complete statement.

[REDACTED] (Suspect) has been dating [REDACTED] for approximately 2 – 3 years. They have a [REDACTED] boy together. [REDACTED] is 15 years younger than [REDACTED]. [REDACTED] lives with her mother, [REDACTED], and her brother, [REDACTED], at [REDACTED], National City. [REDACTED] does not care for [REDACTED] because of the age difference between her daughter and [REDACTED]. A single detached residence is located to the rear (north) of [REDACTED] that shares a common "backyard" area. That residence is occupied by an older female named [REDACTED]. Her companion [REDACTED] lives to the rear of her house in a shed. Two of [REDACTED] associates, [REDACTED] (unknown last name) and [REDACTED] (also known to [REDACTED] as [REDACTED]) frequently visit [REDACTED] residence almost on a daily basis. All of the parties are renters.

[REDACTED] said he has known Richard Ortiz (Suspect) since February 2004. [REDACTED] also refers to Ortiz as "Fat Boy." [REDACTED] explained that some time during February 2004 he was at [REDACTED] E. 28<sup>th</sup> Street with [REDACTED]. He noticed a male (Ortiz) loitering in front of the residence looking at the house and attempting to peer through the windows. During this incident, Ortiz would duck behind a tree in attempt to conceal himself from the occupants of the house; however, his large stature gave up his position. When [REDACTED] confronted Ortiz about his suspicious actions, Ortiz told him that he was looking for a female, which he described as [REDACTED]. [REDACTED] introduced Ortiz to [REDACTED] and explained to Ortiz that the females at the residence were their girlfriends. He persuaded Ortiz to stop lurking or else violence would be used against him. From that point forward, there has not been any other issues with Ortiz. Ortiz would frequently visit [REDACTED]. Ortiz would walk back to [REDACTED] house using a common pathway from the street to the rear of the residence, and in passing he would wave and greet [REDACTED]. This blossomed into a friendship.

[REDACTED] stated he did not know if Ortiz was involved in street gang activity. Based on Ortiz' appearance, he looked like "a typical cocky youngster trying to make a name for himself." Ortiz never mentioned belonging to or associating with any street gang. [REDACTED] denied seeing any tattoos on Ortiz, explaining Ortiz would often wear long sleeve sweatshirts with the hood up and sunglasses (usually at all hours of the day). Ortiz was known to carry "tools" in a backpack he often possessed. One of the "tools" was a screwdriver. However, [REDACTED] said he never saw Ortiz with any type of a "weapon." [REDACTED] said

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Code Section And Description (one incident only) PC / 187*664 : ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24TH ST	City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

Ortiz lived with his mother in a house that is located across the street from the [REDACTED] store on [REDACTED], National City. [REDACTED] admitted to have been inside of Ortiz' house on at least 3-4 separate occasions.

[REDACTED] said he has seen a lot of foot traffic coming and going from [REDACTED] residence during all hours of the day. He inferred that she was possibly dealing narcotics based upon his observation of the foot traffic. In addition, [REDACTED] eluded that Ortiz might be supplying/delivering methamphetamine to [REDACTED]. Ortiz was known to often smoke methamphetamine, but [REDACTED] denied any narcotic involvement with Ortiz or [REDACTED].

[REDACTED] said he has known [REDACTED] for about five years. They met through mutual friends. [REDACTED] discussed an incident that occurred a year ago when [REDACTED] gave and used methamphetamine with [REDACTED] when she was pregnant. Apparently [REDACTED] had warned [REDACTED] not to give or smoke any type of narcotics with [REDACTED] during her pregnancy. Once [REDACTED] became aware of the incident, he confronted [REDACTED] and threatened him with violence if it should ever happen again. Some time later, [REDACTED] had given [REDACTED] \$50 cash to purchase some methamphetamine for him. [REDACTED] said he kept the money as a form of restitution since [REDACTED] went against his wishes. From that point forward, there has not been any violence between the two of them, however, they do not care for each other but tolerate each others company when together.

[REDACTED] said [REDACTED] owned a black or blue [REDACTED] but he has never seen [REDACTED] drive the car. It wasn't until March 10, 2004, when [REDACTED] told [REDACTED] that he owed the [REDACTED].

[REDACTED] said he had two misdemeanor warrants for his arrest. Not wanting to go back to jail, he has been constantly "looking over his shoulders" for the police. Often when a patrol car would approach, he would run and hide to avoid his arrest.

On or about March 10, 2004, [REDACTED] arrived at [REDACTED] house ([REDACTED] at about 2300 or 2330 hours. He walked to the backyard area, toward the most northern portion of the yard, where he saw Ortiz talking to a female named [REDACTED]. It appeared to [REDACTED] that Ortiz was trying hard to acquire relations with [REDACTED]. [REDACTED] interrupted Ortiz several times to ask for a cigarette. On each occasion, Ortiz replied that he was busy talking to [REDACTED] and he possessed no cigarettes. Based on Ortiz' appearance at that time, it appeared to [REDACTED] that Ortiz was possibly under the influence of methamphetamine.

[REDACTED] then proceeded to walk toward the front sidewalk when [REDACTED] exited the front patio area from [REDACTED] house. [REDACTED] used this opportunity to question [REDACTED] about his shaving kit that was stolen a few days earlier. [REDACTED]'s shaving kit contained his Social Security card and driver's license. During

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Location Of Incident (Or Address) <b>620 E. 24TH ST</b>	City <b>NATIONAL CITY</b>	District	Beat <b>246</b>
Person(s) Involved: Victim <b>HARWARD, D</b>			
Suspect (If Named) <b>ORTIZ, RICHARD</b>			
Property Tag No.(s)			

their conservation, [REDACTED] never accused or implicated Ortiz as being the suspect for the theft of the shaving kit. [REDACTED] then changed the subject by asking [REDACTED] for a cigarette, and received a "Camel" brand cigarette. [REDACTED] said he did go to the front of [REDACTED] house and waited for [REDACTED], who was in the shower. [REDACTED] smoked the cigarette during this time.

[REDACTED] said while he was waiting at the front of the property (at the mouth of the driveway and the sidewalk area), he would often look for the police and then toward the rear of the property (to the north) to see what was going on. [REDACTED] said he saw Ortiz and [REDACTED] talking to each other next to the shed. The conversation did not appear to be heated. [REDACTED] said he was about 50-feet away and he could not hear what was being said. Some time later (20 minutes to an hour), Ortiz walked to the front of the property holding [REDACTED] car keys. Ortiz told [REDACTED] that he had to "do something" for [REDACTED] and he needed to go alone. Ortiz walked to the [REDACTED] which was parked on the street, and drove away. No one was with Ortiz. [REDACTED] did not appear to be upset and he did not make any objections when Ortiz left.

[REDACTED] left [REDACTED] house and walked to the store to get some cigarettes. When he returned about an hour later, [REDACTED] confronted [REDACTED] and asked if Ortiz would return with the [REDACTED] because her clothes were inside of the car. During that time, [REDACTED] was yelling at [REDACTED] because he had given money to Ortiz and lent him the [REDACTED]. [REDACTED] was concerned about the yelling and told [REDACTED] to "shut up," fearing that [REDACTED] ( [REDACTED] mother) would call the police. [REDACTED] then asked [REDACTED] several times if he thought Ortiz would return with his car. [REDACTED] questioned [REDACTED] why he gave Ortiz the keys to his car if he was so concerned.

Fearing that the police had been called by [REDACTED], [REDACTED] and [REDACTED] left and were walking to a friend's house that was located somewhere in the area of E. 4<sup>th</sup> Street next to El Toyon Park (National City). While walking along D Avenue, a police car circled around. [REDACTED] said he ran into the National City Park Apartment complex to hide. [REDACTED] continued walking and went to a Laundromat located at E. 16<sup>th</sup> Street and Highland Avenue where she met some friends of [REDACTED] at about 0200 or 0230 hours. Those "friends" gave [REDACTED] a ride to Ortiz' house, located on [REDACTED].

Once there, she met Ortiz and he drove her around National City looking for [REDACTED] in [REDACTED] (this was told to [REDACTED] by [REDACTED]). They located [REDACTED] at his "friends" house at about 0300 or 0400 hours (03-11-04). [REDACTED] said he saw Ortiz driving [REDACTED]. [REDACTED] told Ortiz that [REDACTED] was "pissed off" because he had not returned the car. Ortiz did not show any concern and drove off.

Ortiz returned to [REDACTED] friends house approximately a ½ hour later—still driving the [REDACTED]—[REDACTED] for a girl's address. [REDACTED] said Ortiz still looked like he was under the influence of

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU
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Person(s) Involved: Victim HARWARD, D	District	Beat 246
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methamphetamine. Ortiz stayed for about five minutes talking to [REDACTED] before driving away. That was the last time he had seen Ortiz or the [REDACTED]

Later in the afternoon (03-11-04), [REDACTED] was confronted by [REDACTED]. She told him that police detectives had been at the house looking for him and [REDACTED]. She explained that Ortiz was wanted by the police and was considered armed and dangerous. In addition, a male and female were seen inside the car that Ortiz was driving. [REDACTED] believed and accused [REDACTED] and [REDACTED] of being with Ortiz when the police shot at him. *(Based on this information, [REDACTED] formed the opinion that he was the intended target and the police fired their weapons because of [REDACTED] outstanding warrants).*

The following day, [REDACTED] spoke with [REDACTED] at [REDACTED]. [REDACTED] explained to [REDACTED] that he had witnessed Ortiz trying to run down the police officers. [REDACTED] did not go into specific details about the incident.

[REDACTED] denied being with Ortiz during the shooting. He also denied that he had ever been inside or had ever touched the [REDACTED]. He also said he did not witness the police shooting. He did admit to have read about the incident in the newspaper the day after the shooting.

[REDACTED] denied knowing the male [REDACTED] and/or female (Maria Urzua) that were with Ortiz during the shooting.

[REDACTED] said he believed that Ortiz might have been in the area of the E. 24<sup>th</sup> Street and F Avenue because some of his friends may live in the general area. [REDACTED] said he did not know any of Ortiz' friends nor did he know where these friends might live.

Approximately three days after the shooting, [REDACTED] went to Ortiz' house. He spoke with Ortiz' mother and she had asked him about his involvement regarding the stolen [REDACTED]. She told [REDACTED] that she had spoken to [REDACTED]. [REDACTED] told the mother that [REDACTED] had made "demands" to surrender the [REDACTED] the night before the police-shooting incident. [REDACTED] explained he did not make any "demands" and did not witness any "carjacking". Ortiz' mother asked [REDACTED] to write a letter to her son's attorney stating his involvement. [REDACTED] agreed to the write a letter, but he has not done so as of yet.

[REDACTED] denied that he made any "demands" to [REDACTED] for him to give up his car to Ortiz. He also denied that he encouraged, assisted, or helped Ortiz take the [REDACTED] car keys from [REDACTED]

[REDACTED] said he does not know how much money [REDACTED] gave to Ortiz. No amount was ever discussed.

[REDACTED] would not or could not provide any further specific details.

Reporting Officer M. REMMERS	ID # 344	Division INV	Approved By R. G. Triviz	Date of Report 04/12/2004	Time 16:25
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ORIGINAL

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Continued From: CRIME
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San Diego Regional  
Officer's Report  
Narrative

Page 5 of	5	Case Number 0402679
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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E 24TH ST		City NATIONAL CITY		District	Beat 246
Person(s) Involved: Victim HARWARD, D					
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No.(s)					

End of Statement.

Reporting Officer M.REMMERS	ID # 344	Division INV	Approved By R. G. Triviz	Date of Report 04/12/2004	Time 16:25
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ORIGINAL

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Continued From CRIME
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San Diego Regional  
Officer's Report  
Narrative

Page 1 of	2	Case Number 0402679	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24TH ST	City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim MILLER / HARWARD,			
Suspect (If Named) ORTIZ, RICHARD			
Property Tag No.(s)			

DETECTIVE FOLLOW-UP

WITNESS STATEMENT FROM [REDACTED]

On March 12, 2004, at about 1530 hours, I interviewed [REDACTED] at UCSD Hospital in the lobby area. The following is a synopsis statement from [REDACTED] and it is not all-inclusive.

[REDACTED] (WITNESS) is the mother of [REDACTED] (Suspect). [REDACTED] has been dating his girlfriend, Maria Urzua, for approximately 4 – 5 years. They live together with Urzua's ex-husband, [REDACTED], somewhere near Highland Avenue, National City, near the northwestern part of town.

[REDACTED] is not on probation or parole. His mode of transportation is by bicycle. Ms. [REDACTED] last physically saw [REDACTED] last Friday (03-05-04) at her house. She had recently spoken with [REDACTED] via telephone on Wednesday (03-10-04) regarding his new job as a laborer (yard work) in El Cajon.

Ms. [REDACTED] said she spoke with [REDACTED] last night (03-11-04) at the hospital. He explained to her that he had met "a guy" (Richard Ortiz) at a 7-Eleven store in National City the night before. Ortiz had promised [REDACTED] that he could get him a clean-up job at a construction site with Ortiz' brother. [REDACTED] further stated that he and [REDACTED] were with Ortiz when he started to speed away from the police. [REDACTED] told his mother that he and Maria told Ortiz to stop, but he continued to speed away. [REDACTED] said he did not understand why Ortiz was "running" from the police. When the police officers fired their guns, they were at a close distance to [REDACTED]. Ms. [REDACTED] said her son did not provide specific details about the shooting.

Ms. [REDACTED] said she spoke with [REDACTED] some time on March 11, 2004. He told Ms. [REDACTED] that [REDACTED] was at his house at about 0330 hours on March 11<sup>th</sup> looking for Maria because he could not find her. [REDACTED] a tow truck-driver, left the house for a service call. [REDACTED] did not provide any further details to Ms. [REDACTED].

Ms. [REDACTED] did not know [REDACTED] home address or phone number. She described the house as being [REDACTED] in color and west of Highland Avenue, somewhere in between 2<sup>nd</sup> and 3<sup>rd</sup> Street, National City.

Ms. [REDACTED] said she has never heard of the name of "Richard Ortiz" or of the moniker of "Joker."

Ms. [REDACTED] could not provide any further details.

End of Statement.

Reporting Officer M.REMMERS	ID # 344	Division INV	Approved By R. G. Triviz	Date of Report 04/12/2004	Time 16:19
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Officer's Name CTHE? Harward Staleme		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 5		Case Number 0402679	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### Detective Supplemental

On March 11, 2004 at about 1150 hrs, National City Police Officers Miller and Harward were involved in an Officer Involved Shooting in the south parking lot of 620 E. 24<sup>th</sup> St. in National City. During the investigation, I interviewed Officer Harward within the Investigations Division of the National City Police Department. Officer Harward's statement was captured on audio/video tape and the following is a synopsis of his statement:

### STATEMENT

**Harward, D (V)** has been employed as a Police Officer with the National City Police Department for since September of 1998. Before that, Officer Harward was a Deputy with the San Diego County Marshal's Office from July of 1994 until 1998.

Officer Harward is currently a School Resource Officer with the Community Services Division of the National City Police Department and assigned to Sweetwater High School, 2900 Highland Ave. in National City.

On March 11, 2004, Officer Harward was working in the standard National City Police Department uniform, dark navy blue in color, with insignia patches on both shoulders, badge, and standard issue gun belt, with his firearm. Officer Harward carries a [REDACTED] and [REDACTED] caliber semi-automatic handgun. The firearm has a [REDACTED] round magazine, with one in the chamber, which is consistent with National City Police Department Operating Procedures.

Officer Harward was driving a marked National City Police Department vehicle, equipped with lights and siren, and marked as unit # 437.

On March 11, 2004, Officer Harward was leaving Sweetwater High School, when he heard NCPD Dispatch giving information to patrol units regarding a Carjacking vehicle taken the night before, and that the suspect(s) was armed with a knife at the time of the robbery. Officer Harward heard the description of the stolen vehicle was a dark blue [REDACTED] and memorized the license plate number.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

Officer Harward heard NCPD Dispatch speaking with Parking Enforcement Officer Carranza, and noted the last location where she had seen the [REDACTED] Officer Harward heard National City Police Officer Miller respond to the 1900 block of Wilson Avenue to look for the stolen [REDACTED] and did not have a cover unit. Due to the suspect(s) involved were possibly armed, Officer Harward started toward Officer Miller's location to assist him in looking for the [REDACTED].

Officer Harward arrived in the area, and heard Officer Miller advise NCPD Dispatch that the stolen [REDACTED] was not in the area. Officer Harward then left the area and started back to the area of Sweetwater High School.

While enroute back to the high school, Officer Harward heard a patrol officer advise that a possible location or residence for the Carjacking suspect(s) was the apartment complex located in the 600 block of E. 24<sup>th</sup> St.. Officer Harward drove eastbound on E. 24<sup>th</sup> St. toward the apartment complex and entered the east parking lot of the apartment complex in the 600 block of E. 24<sup>th</sup> St.. He drove westbound through the south parking lot of 620 E. 24<sup>th</sup> St. and saw a dark blue [REDACTED] matching the description parked in a marked stall at the north end of the south parking lot of 620 E. 24<sup>th</sup> St. facing northbound and believed it was unoccupied.

Officer Harward confirmed the license plate of the [REDACTED] with the information he had received from NCPD Dispatch, and continued to drive westbound through the parking lot to "F" Ave. Officer Harward then drove northbound on "F" Ave. and parked at the southwest corner of E. 24<sup>th</sup> St. and "F" Ave. and took up an observation point for the west and east entrance/exits of the parking lot in case the blue [REDACTED] attempted to leave.

Officer Harward saw Officer Miller drive eastbound on E. 24<sup>th</sup> St. past him, and raised Officer Miller on the radio. Officer Harward told Officer Miller that he had the Carjacking vehicle, the blue [REDACTED] in the south parking lot of the apartment complex. Officer Harward asked Officer Miller to assist him in checking on the vehicle.

Officer Harward then advised NCPD Dispatch that he had located the blue [REDACTED] and that he and Officer Miller were going to check the car. Officer Harward and Officer Miller began to walk in a southeasterly direction across "F" Ave. toward the apartment complex when a White male adult approached them on a bicycle that identified himself as the victim of the Carjacking. The White male,

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

later identified as [REDACTED] told the officers that he had just spoken to the police to report his vehicle stolen, and found his car parked in the south parking lot of the apartment complex. The White male told the officers there was no one inside the car.

[REDACTED] then rode his bicycle to the west entrance/exit of the south parking lot, and Officer Harward heard the White male yelling at someone in the south parking lot, "Don't go anywhere, and don't go anywhere." Officer Harward believed the White male was speaking to the individual(s) who were in possession of the blue [REDACTED] and that the individual(s) were attempting to leave.

Officer Harward increased his pace, clearing the southwest corner of the apartment complex and walked out into south parking lot. Officer Harward saw the dark blue [REDACTED] was backing out of the parking stall on the north side of the parking lot. Officer Harward stopped in the cement swell, which runs east/west through the middle of the south parking lot. Officer Harward was focusing on the [REDACTED] and believed that Officer Miller was standing behind, and to the north of his position.

As the [REDACTED] was backing out of the parking stall, Officer Harward could see the heads of three individuals inside the vehicle. Officer Harward believed the [REDACTED] was approximately one hundred (100) feet east of his location, and the parking stall was just east of the southeast corner of the building at 620 E. 24<sup>th</sup> St.

The left front driver's window of the [REDACTED] was down and Officer Harward could see the driver of the vehicle. Officer Harward and the driver immediately made eye contact. Officer Harward saw the driver divert his attention from the White male on the bicycle to him. Officer Harward saw that the driver was a Hispanic or White male adult, and was wearing a dark colored beanie, pulled down to just above his eyes in street gang fashion. The driver was also wearing dark tinted wire rim sunglasses.

Officer Harward could see that the right front passenger was a male adult, who had a beard. Officer Harward could not see the gender of physical description of the right rear passenger.

As Officer Harward and the driver of the [REDACTED] made eye contact, the [REDACTED] immediately accelerated forward at a high rate of speed causing the [REDACTED] tires to squeal against the pavement. The [REDACTED] accelerated at such a high rate of speed, that Officer Harward believed the driver had lost control of the [REDACTED] momentarily.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		District	Beat 240
Person(s) Involved: Victim							
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

Based on the information that Officer Harward had received, he believed that the driver of the [REDACTED] and the other occupants inside the [REDACTED] were possibly armed. Fearing for his safety and the safety of others in the area, Officer Harward drew his weapon. Due to the elementary school being adjacent to the south parking lot and immediately south of his position, he held his weapon to his side focusing on the movement of the [REDACTED] and the three (3) occupants inside.

Officer Harward extended his left arm outward with his left hand positioned in a "stop" position, and in a loud voice, yelled, "Stop, your not going anywhere." Officer Harward gave the command twice, and saw the [REDACTED] continue to accelerate westbound toward him.

Officer Harward moved to the south toward the middle of the parking as the [REDACTED] traveled westbound toward his direction. Officer Harward saw the driver of the [REDACTED] had both hands on the steering wheel and was crouched forward in the left front driver seat Officer Harward described the drivers' as using the steering wheel as a "sight" on a target, and was preparing for impact, and was specifically intending on striking the officers with the [REDACTED] Realizing that the driver was not going to stop, Officer Harward started to move to the north out of the path of the [REDACTED] Officer Harward saw the driver redirect the [REDACTED] path directly at him, and continued to accelerate toward him.

Officer Harward had no doubt in his mind that the driver was going to strike him and Officer Miller if he did not react. Officer Harward feared for his life and the life of Officer Miller and pointed his weapon at the [REDACTED]

Officer Harward saw that the driver was not going to stop or redirect the path of the [REDACTED] away from him or Officer Miller and fearing for his life, Officer Harward fired one round at the driver of the [REDACTED] from approximately ten (10) feet away. Officer Harward attempted to spin to his right to avoid being struck by the [REDACTED] and fired his weapon again at the [REDACTED] as it passed him.

The [REDACTED] came so close to striking Officer Harward that he could feel the breeze of the [REDACTED] as it accelerated past him. Officer Harward heard several gunshots, which he believed were fired by Officer Miller.

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Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat	
Suspect (If Named) Ortiz, Richard				240			
Property Tag No.(s)							

Officer Harward saw the [REDACTED] continue westbound past him out of the west exit/entrance of the south parking lot and drive southbound on "F" Avenue. As the [REDACTED] exited the south parking lot, Officer Harward saw that the [REDACTED] was traveling at such an accelerated speed, that it nearly missed a parked vehicle at the west curb line of 2400 "F" Ave.

Officer Harward advised NCPD Dispatch that "Shots had been fired" and ran directly to his patrol vehicle which was parked at the southwest corner of E. 24<sup>th</sup> St. and "F" Avenue. Officer Harward lost sight of the [REDACTED] as it continued southbound on "F" Avenue from E. 26<sup>th</sup> St.

Officer Harward got into his patrol vehicle and drove southbound on "F" Avenue. As he approached the intersection of E. 26<sup>th</sup> St. and "F" Avenue, Officer Harward could see smoke coming from the corner of E. 28<sup>th</sup> St. and "F" Avenue and saw that the [REDACTED] was involved in a traffic collision, but was unsure if a vehicle or student was involved in the collision. Officer Harward arrived at the intersection of E. 28<sup>th</sup> St., "F" Avenue and saw the [REDACTED] had collided with another vehicle in the intersection, and there were students from Sweetwater High School standing around the vehicles. Officer Harward checked the interior of the [REDACTED] and saw that it was unoccupied.

Officer Harward saw a teacher from Sweetwater High School standing in the crowd, and he asked the teacher where the occupants of [REDACTED] had gone. The teacher pointed to a male and female sitting on the south curb /line of 600 E. 28<sup>th</sup> St. next to the [REDACTED]

Officer Harward immediately recognized the male as the right front passenger of the [REDACTED]. Officer Harward asked the female, "Were you in the car?" and the female responded, "Yes." Officer Harward heard several of the students in the crowd telling him, "The driver went that way, and the driver went that way".

Officer Harward saw that the students were pointing eastbound on E. 28<sup>th</sup> St. and advised Sergeant Tellez, who arrived at the scene. Officer Harward gave Sergeant Tellez a Public Safety Statement, and the description of the driver. Officer Harward was assigned to stay at his location, until detectives contacted him.

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Code Section And Description (one incident only) PC / 245C / ADW ON PEACE OFFICER/FIREMAN/NOT GUN				Date 03/11/2004		Day of Week THU - THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24th Street				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim									
Suspect (If Named) Ortiz, Richard									
Property Tag No.(s)									

### DETECTIVE SUPPLEMENTAL REPORT

On Thursday, 03/11/2004, at about 1230 hours, I responded to the area of 28<sup>th</sup> Street and "F" Avenue to assist National City Police Detectives at the scene of an officer involved shooting.

On arrival, I saw a blue [REDACTED] had collided with a beige color [REDACTED]. I walked to the nearest supervisor, Sergeant Jose Tellez, who asked me to seal off public access to the intersection (scene of the traffic collision). Sergeant Tellez instructed me to string yellow crime-scene tape across the 2700 block of "F" Avenue approximately 100 feet north of the intersection. Sergeant Tellez then instructed me to stand by with Officers Dan Harward and Christopher Miller, who were involved in the shooting. I stood by with the officer Harward and officer Miller in the driveway of the north rear entrance to Sweetwater High School. Minutes later, Sergeant Triviz and I escorted Officer Harward and Officer Miller to the 2400 block of "F" Avenue, (south parking lot of 620 E. 24<sup>th</sup> Street) where Detective D, Grande was waiting to speak with the officers.

At 1252 hours, Sergeant Triviz and Detective Grande instructed me to transport Officer Harward and Officer Miller to the National City Police Department Investigations Division. Sergeant Triviz further instructed me to stay with them until relieved by Detective Grande. I arrived at NCPD at approximately 1258 hours, where I stood by with Officer Harward and Officer Miller until relieved by Detectives Grande and Remmers. This report was completed at 1933 hours on 03/11/2004.

End of report.

Reporting Officer IVAN PICAZO	ID # 0373	Division INV	Approved By R. A. Rounds	Date of Report 03/18/2004	Time 13:13
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Code Section And Description (one incident only) PC / 187A*864 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E 24TH ST.				City NATIONAL CITY		District 240	
Person(s) Involved: Victim HARWARD, DANIEL							
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

### Detective follow-up

On 03-11-04, I was dispatched to assist in the follow-up investigation of an attempted murder on two NCPD police officers. I met with Detective Grande in the 2400 block of F Ave. and was briefed there. We then walked the area looking for evidence. We checked the south parking lot of 620 E. 24<sup>th</sup> St., Olivewood Elementary School and the 2400 block of F Ave. through the 2700 block of F Ave. Refer to Detective Gelskey's report reference the located evidence. I was later assigned to work with Detective Rounds to conduct interviews of witnesses. All interviews were tape recorded and videotaped. I later impounded these items at NCPD.

Statement of [REDACTED] (Victim)- The following is a synopsis of our interview and not all-inclusive. For the exact narrative, refer to the audio/video tapes.

[REDACTED] said he is the owner of the [REDACTED] that had been stolen by the suspect, Richard Ortiz. [REDACTED] is currently unemployed but does landscaping/construction work. He was told by a friend named, [REDACTED] that another friend, [REDACTED], had a lot of weeds in her yard and she needed them pulled. [REDACTED] knew [REDACTED] from a prior contact where he had done some work on a shed in her backyard. On 03-10-04, [REDACTED] picked up a friend named, [REDACTED] and drove her to [REDACTED] house at [REDACTED] in National City. [REDACTED] was driving the [REDACTED] at that point.

[REDACTED] went to the rear yard of the house and talked with an unknown male. [REDACTED] went inside and talked with [REDACTED]. During their conversation, [REDACTED] told [REDACTED] that she was missing a DVD player and suspected a male named "Richard" stole it. When [REDACTED] came out, he saw a male he recognized as [REDACTED] does not live at this address but is there quite often because he is dating [REDACTED] who lives there. [REDACTED] came up to [REDACTED] and asked him if he had found a razor. [REDACTED] also saw Richard was outside the rear part of the house. [REDACTED] has known Richard for about four to six months. He knows he has a gang name and believes he has ties to a gang because he "dresses the part." [REDACTED] told [REDACTED] that he had not seen his razor. He also told [REDACTED] that [REDACTED] suspected Richard stole her DVD player so he may have stolen the razor as well.

[REDACTED] then walked up to Richard and told him that [REDACTED] was accusing him of being a thief. Richard then came up to [REDACTED] and asked why he was calling him a thief. [REDACTED] was standing with Richard as well. Richard then began to demand items from [REDACTED], such as his wallet. [REDACTED] was telling [REDACTED] to give Richard what he wanted. [REDACTED] had separated from Richard, circled [REDACTED] and stood behind him. [REDACTED] became aware he was surrounded and was watching [REDACTED] while trying to keep an eye on Richard.

At one point, Richard said, "Hey I got this knife right here and I'm going to stab you if you don't give me all your money. If you don't give me what I want, then I'll take your stuff and I'll gut you." Richard had a large piece of thin metal in his inner jacket pocket. [REDACTED] thought he was about two feet from Richard. [REDACTED] said it was a shank and not a knife but it did have a sharpened tip. Richard reached into his jacket pocket and grabbed the shank but left it in his pocket. [REDACTED] then turned to look at [REDACTED] and Richard reached into [REDACTED] pocket and took his car keys out. He

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Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E 24TH ST.				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim HARWARD, DANIEL				District		Beat 240	
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

then felt [REDACTED] pockets for his wallet. Richard tried to take [REDACTED] wallet out of his pocket but his pants were too tight and he could not get it out. Richard took a watch out of [REDACTED] left rear pant's pocket. [REDACTED] cigarettes fell out of his jacket pocket as he was moving around, trying to get Richard to leave him alone. [REDACTED] picked up the cigarettes and kept them.

[REDACTED] said he was not scared exactly but was cautious. He said [REDACTED] and Richard's actions would have caused the average person to be cautious and possibly scared. [REDACTED] also said he did not try to stop Richard from taking his belongings because of Richard's prior comments of stabbing him, seeing the shank and the fact [REDACTED] was standing behind him. [REDACTED] did not have any money in his wallet but said if he did, he may have given it to Richard due to the intimidation.

After Richard took the keys from [REDACTED] he walked to the gate and off the property by himself. [REDACTED] told [REDACTED] not to worry because Richard was not going to take his car. [REDACTED] said Richard was just going a couple of houses up. After about 10 to 20 minutes, [REDACTED] went to the street looked for his car and discovered it was missing. [REDACTED] told [REDACTED] about his car. [REDACTED] said he did not think Richard was going to take the car. [REDACTED] thought [REDACTED] said this because he and Richard had conspired before he arrived and was trying to prolong [REDACTED] from calling the police. [REDACTED] said neither [REDACTED] nor Richard knew he was coming over. After about two or three hours, Richard still had not returned with the car so he was going to go call the police. He and [REDACTED] walked to a payphone at 24<sup>th</sup> St. and Highland Ave. He then saw Richard drive his car into the Arco gas station.

[REDACTED] told Richard to get out of his car and to give it back. Richard had the driver's window down. He tried to hand [REDACTED] three dollars and told him to go buy a pack of cigarettes. Richard said he would return the car to [REDACTED] house. Richard started to put the window up and was getting ready to drive off. [REDACTED] got in the car as Richard drove off. She said she was going to stay with the car until the keys were returned. Richard walked to the apartment complex in the 600 block of 24<sup>th</sup> St. He was going to look for some friends to assist him in getting his car back. He did this because he thought there may be problems with Richard when he dropped the car off at [REDACTED] house. He thought this because when he was talking with Richard, he did not seem rational. [REDACTED] had also heard from other people that "he was not all there." He heard that Richard likes to start problems, but has not seen Richard involved in any fights. At the complex, [REDACTED] found a friend named, [REDACTED]. He told [REDACTED] about the auto theft. [REDACTED] loaned [REDACTED] a bicycle to get around. [REDACTED] rode back to [REDACTED] house and stayed the night there. Richard never returned the car.

At about 0900 hours, he called 911 and reported the auto theft. [REDACTED] was again at the apartment complex on 24<sup>th</sup> St. and was going to tell [REDACTED] he needed the bike for a little while longer. [REDACTED] saw his car in the south parking lot. He saw an unknown male in the right front passenger seat of his car. [REDACTED] asked the male where the driver of the car was. The male said he was inside with somebody. [REDACTED] told the passenger that this was his car and told him not to take it anywhere. The male did not respond to that statement.

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Continued From: CRIME
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San Diego Regional  
Officer's Report  
Narrative

Page 3 of 5	Case Number 0402679	
Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E 24TH ST.	City NATIONAL CITY	District Beat 240
Person(s) Involved: Victim HARWARD, DANIEL		
Suspect (If Named) ORTIZ, RICHARD		
Property Tag No.(s)		

█████ rode off to look for a friend named █████ to help him get his car back but he could not locate him. Again, █████ believed there may be problems in getting his car back because of Richard's bizarre behavior. He also believed Richard was not going to turn the car over willingly because he had time to do that the previous night. █████ then rode to the 2400 block of F Ave. and saw two officers at the south/west corner of 24<sup>th</sup> St. and F Ave. He motioned to them to come to him. Before the officers got to the sidewalk where █████ was, he yelled to them that his stolen car was in the lot behind him. He said he just made the report and had located his car. Before the officers got up to █████ he rode off and back into the south parking lot.

As █████ rode up, he saw Richard walking out to his car and they made eye contact. █████ told Richard to leave the keys and leave the car alone. Richard said, "No. I want to talk to you about something." █████ said he knew Richard did not want to talk and was not going to return the car. █████ stopped his bike a couple of cars away from Richard because he believed something was going to happen. He thought this because it was obvious Richard did not want to give the car back. Richard started the car, backed out of the spot and accelerated directly at █████. █████ moved himself behind a parked car because he did not want to get hit by Richard. █████ said if he would have remained in that spot, Richard would have hit him with the car.

█████ saw the officers were in the lot as well. The officers pulled their guns as Richard was driving directly at them. █████ thought they did this because Richard was driving right at them. █████ saw that both officers fired at Richard as he drove directly for them. Richard then drove out of the lot and southbound on F Ave. █████ later located his car, crashed at 28<sup>th</sup> St. and F Ave.

█████ drew a sketch of the scene and described the location of the officers. He describe one officer as small and the other as bigger. He located the smaller officer, Officer Miller east of the bigger officer, Harward. █████ said, "When he tried to hit this one, (pointing to Officer Miller) he got jumpy or shocked that he was trying to run me over. As soon as he starts to get by him to go for the other guy, (Officer Harward) that's when I heard the shots." █████ pointed to the diagram and showed me that Officer Harward was off to the north side of the driveway. █████ said that Richard was still driving towards Officer Harward even though he was off to the north part of the driveway. Richard accelerated quickly towards the officers. █████ estimated his speed at about 30 miles per hour. The officers tried to get out of the way by jumping back, but Richard was still driving directly at them at high speed. █████ said his impression was that the officers got in the way of the car to stop it (to recover the stolen car) but then Richard was not going to stop, so they were trying to get out of the way and tried to stop it with their guns.

█████ said Richard kept driving high speed at Officer Miller who jumped out of the way. Richard kept driving at a high rate of speed and steered the car directly towards Officer Harward. Officer Miller then fired his gun at the car as Richard drove for Officer Harward. █████ said Officer Harward shot at the car as Richard was driving directly at him. This caused Richard to steer away from Officer Harward. Richard did not have to drive into the parking spots to try to hit the officers. █████ only heard two shots, maybe three. █████ said he did not hear any commands shouted by

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Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E 24TH ST.				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim HARWARD, DANIEL									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

officers. He said they could have given commands but he did not hear any. He heard Richard squealing the tires as he accelerated out of the parking lot.

On 03-18-04, I met with [REDACTED] at NCPD and clarified a few elements of his statement. I recorded this interview and later impounded the tapes at NCPD. I then drove him to the 2000 block of F Ave. He directed me to [REDACTED] and told me [REDACTED] stayed there with her boyfriend, [REDACTED]. I then drove to the scene of the shooting and had him walk me through the scene. [REDACTED] showed me where Richard had parked the car, where he was standing and where the officers were standing.

[REDACTED] said his car was parked in a parking stall, facing northbound. It was about three stalls west of the walkway that separated buildings 620 and 638. [REDACTED] said there was another car that was parked two cars west of his and this is where he stopped his bicycle. He said the first officer was two stalls west of his location. The second officer was one stall west of that. That left two remaining stalls to the west of the officers. He estimated the officers were 12 feet apart from each other.

On 03-17-04, I went to [REDACTED] residence to set an appointment with him for a follow-up interview. At that time, he told me two females had been calling his cell phone and they said they were Richard's sister and mother. When they called they talked with his wife, [REDACTED]. The conversation lasted about five minutes. The females said they got [REDACTED] phone number from somebody on the street. The females said they heard that [REDACTED] had given his car to Richard to go get drugs. [REDACTED] said that was not true. She explained that Richard had pulled a knife on [REDACTED]. The females said they heard that was not true. [REDACTED] eventually hung up on the females but they called back. [REDACTED] answered and talked with them for about one minute. On both occasions, the females told [REDACTED] not to testify against Ortiz. They said if he did not testify, they would pay for the damage to his car. The females also said they knew [REDACTED] phone number and where he lived. [REDACTED] and [REDACTED] said the phone calls were upsetting but they were not scared.

On 03-18-04, I went to the Arco station at 24<sup>th</sup> St. and Highland Ave. and met with the manager, [REDACTED] and obtained the videotape from the night of March 10<sup>th</sup>. I later viewed the video and impounded it at NCPD. The video showed [REDACTED] car being driven westbound on 24<sup>th</sup> St., past Highland Ave. At 1:34:07, the driver turned into the lot from 24<sup>th</sup> St. and drove northbound along the front of the store and out of the camera's view. It did not appear the car was driven out of the lot at that point. About one minute later, [REDACTED] and a female come into view. [REDACTED] and the female walked from the north part of the lot. This is the area where his car had been driven to and parked. At 1:35:13 [REDACTED] walked into the store briefly and came right back out. At 1:35:31, [REDACTED] came back in and purchased Camel Regulars. At that point, the female walked to the front of the store and [REDACTED] car was driven, in a circle, around the lot and back to the front of the store. The driver again drove northbound in front of the store, stopped and the female got in the left/rear seat. The driver then drove adjacent to the front doors and stopped. [REDACTED] was standing at the cash register and looked out to where his car was parked and completed the transaction. He then walked out of the

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Location Of Incident (Or Address) 620 E 24TH ST.				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim HARWARD, DANIEL									
Suspect (If Named) ORTIZ, RICHARD									
Property Tag No.(s)									

store and up to the driver's window. He talked with the driver for a few seconds and the car was driven out of the lot from the east driveway. [REDACTED] then ran southbound out of the lot.

At the completion of this report, I have not been able to locate [REDACTED]. I have left messages at [REDACTED] residence but have not heard back from [REDACTED].

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Location Of Incident (Or Address) 620 E. 24th St				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named)							
Property Tag No.(s)							

### Detective Supplemental

On March 11, 2004, at about 1150 hrs, I was called out to assist in the investigation of an Officer Involved Shooting that occurred in the area of 2400 "F" Ave. in National City. I responded to the scene and saw that the south parking lot of 600 E. 24<sup>th</sup> St. was cordoned off and that NCPD Officer A. Hernandez was guarding the perimeter.

Officer Hernandez told me that NCPD Officers Harward and Miller had fired their weapons at a dark colored [REDACTED] as it attempted to run them over in the south parking lot of 620 E. 24<sup>th</sup> St. The suspect(s) fled the south parking lot in the [REDACTED] and continued southbound on "F" Ave. As the suspect(s) approached the intersection of E. 28<sup>th</sup> St. and "F" Ave., they were involved in a traffic collision with another vehicle. The right front passenger of the [REDACTED] identified as [REDACTED] DOB: [REDACTED], suffered gunshot wounds to his left leg and back area and had been transported to UCSD Hospital by paramedics. The right rear passenger, identified as Maria Urzua DOB: 12/24/60, was also transported to UCSD Hospital for medical evaluation due to the traffic collision. NCPD Officer D. Kerr was assigned to stay with Urzua and [REDACTED] at the hospital until further investigation could be conducted.

I examined the area of the south parking lot and saw several expended casings lying on the pavement in the northwest portion of the parking lot. Based on the high level of pedestrian and vehicle traffic in the area, I assisted Officer Hernandez in securing the crime scene to prevent any contamination or destruction of physical evidence until the scene could be processed.

NCPD Dispatch advised the patrol units who were still searching for the Hispanic male driver of the dark blue [REDACTED] who was described as a Hispanic male wearing a baby blue t-shirt and a dark colored beanie. The Hispanic male suspect was seen by witnesses running eastbound on E. 28<sup>th</sup> St. from the [REDACTED] after the collision.

Detective J. Meeks and NCPD Evidence Technician A. Flores met me at the shooting scene located in the south parking lot of 620 E. 24<sup>th</sup> St. E.T. Flores and I entered the south parking lot and attempted to locate and mark the expended casings located in the parking lot. I found approximately (9) nine expended casings consisting of [REDACTED] and [REDACTED] caliber. The nine (9) expended casings were found and marked predominantly in the northwest quadrant of the south parking lot.

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Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named)							
Property Tag No.(s)							

At about 1236 hrs, I was told that NCPD officers located and arrested a Hispanic male, identified as **Richard Ortiz** DOB: 10/21/81 in the west portion of the front yard at 631 E. 28<sup>th</sup> St. Ortiz was positively identified by Officer Harward and other witnesses at the scene as the driver of the dark blue [REDACTED]

NCPD Officer M. Gonzales transported Richard Ortiz to the National City Police Department where he was detained and processed until detectives could speak with him.

At about 1330 hrs, Officers Harward and Miller were brought back to the area of 620 E. 24<sup>th</sup> St. to give detectives information on the course and direction of fire. Detectives were then briefed by NCPD Sergeant M. Harlan regarding the circumstances of the incident.

Sergeant Harlan told us that on March 10, 2004, at about 2330 hrs, the owner of the dark blue [REDACTED] Ca. Lic. # [REDACTED] was the victim of a carjacking that occurred in the 900 block of E. 28<sup>th</sup> St. in National City. The owner of the vehicle, [REDACTED], reported the carjacking to police on March 11, 2004, at about 0930 hrs. NCPD Officer S. Shanahan took the report. [REDACTED] told Officer Shanahan that he knew the suspect that had robbed him of his vehicle and knew his name to be "Richard." [REDACTED] told Officer Shanahan that he believed "Richard" possibly lived in the area of the apartment complex in the 600 block of E. 24<sup>th</sup> St. in National City.

On March 11, 2004, at about 1100 hrs, NCPD Police Service Officer S. Carranza contacted three (3) people in the dark blue [REDACTED], which was parked in the west alley of 1900 Wilson Ave. Officer Carranza ran the license plate to the [REDACTED] but the vehicle had not been entered into the Stolen Vehicle System (SVS) as a reported stolen.

At about 1145 hrs, Officer Harward advised NCPD Dispatch that he had located the [REDACTED] parked in the south parking lot of 620 E 24<sup>th</sup> St. and that he was going to make contact with the assistance of NCPD Officer Miller.

After the briefing, I was assigned as the Case Agent in the investigation and assignments were given. NCPD Detective Picazo transported Officers Harward and Miller out of the area and to the National City Police Department in an unmarked Detective vehicle.

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Person(s) Involved: Victim							
Suspect (If Named)							
Property Tag No.(s)							

Detective K. Gelskey and E. T. Flores were assigned to process the shooting scene at 620 E. 24<sup>th</sup> St. Detective J. Meeks and Crime Scene Specialists A. Chavez were assigned to process the scene at the intersection of E. 28<sup>th</sup> St. and "F" Ave. NCPD Traffic Officer D. Geidel was assigned to conduct the traffic collision investigation.

At about 1330 hrs, several detectives assisted me in conducting a line grid search of the south parking lot for additional physical evidence, and property damage from the fired projectiles. Detectives did not find any additional expended casings in the area or damage to the south wall of the apartment complex or vehicles parked in the southeast portion of the parking lot. Detectives additionally checked the west wall of the business, **Skate San Diego**, located in the 700 block of E. 24<sup>th</sup> St., which is adjacent to the south parking lot.

At about 1345 hrs, several detectives assisted me in conducting a line grid search of the north parking lot of Olivewood Elementary School and the north classroom buildings adjacent to the parking lot for physical evidence and property damage. Several possible locations believed to be impact marks from the fired projectiles were located by detectives and were further examined and processed by Detective Gelskey.

At about 1405 hrs, several detectives assisted me in conducting a line grid search along the east and west curb lines of "F" Ave. from the 2500 block of "F" Ave. to the traffic collision site at the intersection of E. 28<sup>th</sup> St. and "F" Ave. No physical evidence was found during the search.

I met with Detective Meeks and CSS Chavez, who was processing the dark blue [REDACTED] and the immediate area where Ortiz was discovered hiding by officers. I examined the exterior of the [REDACTED] and saw that there was major front-end damage consistent with a traffic collision. I saw two (2) projectile impact marks located at the lower right portion of the front hood area of the [REDACTED]. I saw another projectile impact mark in the lower portion of the middle of the front windshield. The distance and direction of the impact trajectory appeared to travel from right to left and consistent with a weapon fired from a close distance and from the front area of the vehicle.

I also saw there were two (2) projectile impact marks on the right side of the dark blue [REDACTED] which were located in the area of the right rear passenger window. It appeared one of the projectiles

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Person(s) Involved: Victim							
Suspect (If Named)							
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had continued through the right front passenger window and entered the right front passenger seat headrest. The other projectile impact mark was at the outer edge of the right rear passenger door. I found one projectile impact mark at the upper frame of the left front passenger door adjacent to the roof area of the vehicle.

After examining the vehicle, several detectives assisted me in conducting a neighborhood canvas in an attempt to locate possible witnesses to the incident. During the canvas, I spoke to the resident at [REDACTED] Ave. in National City. The resident identified as [REDACTED] told me the following:

#### Statement

[REDACTED] (W) heard several shots while sitting inside his residence. [REDACTED] looked outside, saw a dark blue vehicle leaving the south parking lot of 620 E. 24th St. at a high rate of speed, and saw two police officers looking toward the [REDACTED] as it left the parking lot.

After conducting the neighborhood canvas, Detective Remmers and I went to NCPD to interview Officer Harward and Officer Miller. At NCPD, I met Officer Harward and Officer Miller's Legal Defense Fund Attorney, Julie Buechler. Attorney Buechler told me that she was going to allow the officers to give a voluntary statement to detectives.

On March 11, 2004, at about 1700 hrs, Detective Remmers and I interviewed Officer Miller at NCPD in the Investigations Division in Interview Room #B. Attorney Buechler was present. The interview was captured on audio and videotape. The tapes were later impounded into NCPD evidence. (See Detective Remmers supplemental for Officer Miller's statement).

After the interview, Officer Miller was processed by E.T. Flores and I. Officer Miller's uniform and equipment were taken to be processed by NCPD Evidence Technicians for gunshot residue (GSR) samples for processing.

On March 11, 2004, at about 1845 hrs, Detective Remmers and I interviewed Officer Harward at NCPD in the Investigations Division in Interview Room #B. Attorney Buechler was present during the

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Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named)							
Property Tag No.(s)							

interview, which was caught on audio and video tape. The audio and videotapes were impounded into evidence. (See attached report for Officer Harward's statement).

Following the interview, E.T. Flores and I processed Officer Harward and his uniform and equipment were taken for processing by NCPD Evidence Technician(s).

On March 11, 2004, at about 2035 hrs, Richard Ortiz was interviewed by Detective Remmers and I at NCPD Investigations Division, Interview room #A. Ortiz's interview was captured on audio and videotape. Before asking him any questions, I advised Ortiz of his Miranda Rights, per NCPD form PD-210. Ortiz invoked his Miranda Rights and replied, "I'd rather call a lawyer. I'm sorry, I was always taught to call a lawyer." Due to Ortiz invoking his rights, the interview was terminated at about 2038 hrs.

While obtaining personal information from Ortiz, I saw that he had an "Iris Ave." tattoo on his right wrist. I asked Ortiz if he was a member of any street gang. Ortiz told me that he associated with the "Iris Ave." street gang in the past, but is not currently active within the gang. He further explained that "Iris Ave." was formally called "FCW" or the "Four Corners of the World" street gang and that he used the moniker of "Joker." I know from my experience and training in working with street gangs that the "FCW" street gang was very active in the early 1990's and were involved in serious street gang violence throughout San Diego County.

Ortiz also showed detectives other tattoos on his body that consisted of "FCW", "San Diego", and "Sur" in the area of his right arm and chest area. During the interview, Ortiz complained of pain to his right arm and head area. Due to his complaints, Ortiz was transported to Paradise Valley Hospital by NCPD Officer M. Harris # 417 for medical evaluation and treatment before being transported to County Jail.

On March 12, 2004, I conducted a record check and criminal history for Richard Ortiz DOB: 10/12/81 and found that he was on three years formal probation for Auto Theft and had special street gang conditions. Richard Ortiz also gave his place of residence as [REDACTED] in National City. I was unable to find any street gang documentation on Ortiz as a street gang member, and contacted San Diego Police Department Street Gang Detective David Soliven, who is responsible for the monitoring and investigating gang related incidents in the Southern area of San Diego. Detective Soliven

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confirmed that "Iris Ave." was the former "FCW" street gang and that he had recent information that Richard Ortiz was still active within the street gang and involved in criminal activity. Detective Soliven told me that he was in the process of documenting the "Iris Ave." street gang based on their recent violent criminal gang related activity. Detective Soliven told me that he was also in the process of documenting Richard Ortiz as an "Iris Ave." street gang member based on the information that he had received.

I then conducted a record check and criminal history for Maria Urzua DOB: 12/24/60. Urzua had an extensive criminal history and was on two (2) active orders of probation.

I then conducted a record check and criminal history for [REDACTED]  
[REDACTED] had no local or state criminal history.

On March 12, 2004, at about 1130 hrs, Detective Remmers and I conducted a "walk-through" of the shooting scene with Officer D. Harward and Officer C. Miller. Present during the "walk-through" were the officer's attorney, Julie Buechler, San Diego County District Attorneys Investigators B. Henry and V. Giaime, and other detectives who assisted me with crime scene protection during the "walk through". The "walk through" was video taped by Detective Remmers. During the "walk-through", I asked Officer Harward and Officer Miller to attempt to point out their exact location and the location and position of the suspect vehicle during the sequence of events leading up to and during the shooting.

During the "walk through" of the area, detectives were contacted by the apartment complex [REDACTED]. [REDACTED] told detectives that she was sitting in her vehicle, which was parked in the south parking lot of 620 E. 24<sup>th</sup> St. at the time of the incident. Detectives asked [REDACTED] to show her location and the locations of the officers and the suspect vehicle during the incident. The locations were marked and depicted by Detective Gelskey through photographs and measurements. (Refer to diagram by Detective Gelskey). [REDACTED] voluntarily came to NCPD where detectives interviewed her.

On March 12, 2004, at about 1510 hrs, I interviewed National City Police Service Officer S. Carranza #6203, at NCPD inside the Investigations Division. PSO Carranza's statement was captured on audio and videotape. (Refer to attached report for Carranza's statement).

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Suspect (If Named)									
Property Tag No.(s)									

After the interview, I showed PSO Carranza a six-photo line-up, with the photo of Richard Ortiz in position #5. I advised PSO Carranza of the NCPD photo line-up admonishment and showed her the photo line-up. PSO Carranza immediately identified Richard Ortiz as the driver of the blue [REDACTED] which she had contacted in the west alley of 1900 Wilson Ave a few hours before the shooting. I had PSO Carranza circle and initial Richard Ortiz's photo. The photo line-up and the audio and videotape of her interview were impounded into NCPD evidence.

Based on the fact that Richard Ortiz had committed a robbery on March 10, 2004, where property was taken from the victim, and his association with a local violent street gang, detectives went to Ortiz's listed residence at [REDACTED] to conduct a 4<sup>th</sup> waiver search pursuant to his conditions of probation.

On March 12, 2004, at about 1640 hrs, detectives arrived and made contact at [REDACTED]. I knocked on the front door and was met by a Hispanic female identifying herself as [REDACTED]. I explained to Ortiz that I was investigating an incident involving her brother, Richard Ortiz and that he had listed the address with probation as his residence. [REDACTED] became very belligerent toward other detectives and I. I asked [REDACTED] if Richard Ortiz was living at the residence and which bedroom did he occupy. [REDACTED] again became belligerent and refused to answer my question.

[REDACTED] picked up the telephone and dialed a number. Ortiz began to speak with someone on the phone that she addressed as "mom". I asked [REDACTED] if I could speak to her mother and she handed me the phone. The female on the phone identified herself as [REDACTED] DOB: [REDACTED], the mother of Richard Ortiz.

I explained to [REDACTED] that we were investigating the incident involving her son, Richard, and asked her if he lived at the residence. [REDACTED] was very cooperative and told me the following:

### Statement

[REDACTED] (w) told me that her son, Richard Ortiz has not lived at the "L" Ave. address for about eight (8) months due to being at a 24-hour drug rehabilitation center because of his excessive

Reporting Officer GRANDE	ID # 249	Division INV	Approved By R. G. Triviz	Date of Report 06/11/2004	Time 13:43
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ORIGINAL

Continued Y

Continued From: OTHER Detective Supp
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San Diego Regional  
Officer's Report  
Narrative

Page 8 of 10	Case Number 0402679	
Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address) 620 E. 24th St	City NATIONAL CITY	District 240
Person(s) Involved: Victim		
Suspect (If Named)		
Property Tag No.(s)		

abuse, and his conditions of probation. Since Richard's release from the rehabilitation center about one month ago, he has been living with his wife, did not know the address or phone number for residence, but knew that she lived at a house on E. 30<sup>th</sup> St. in National City.

On Wednesday, March 10, 2004, at about 2100 hrs, Richard Ortiz came to Ortiz' residence and asked for a ride to residence. This was the last time that Ortiz had seen her son.

On March 12, 2004, Detective Remmers went to UCSD Medical Center in an attempt to photograph injuries and speak with him about the incident. was sedated and was incoherent. Between March 13, 2004 and March 15, 2004, I had made several phone calls to UCSD Medical Center regarding condition. I was told that was heavily sedated due to the extent of his injuries and was unable to speak with anyone.

On March 16, 2004 at about 0900 hrs, I called UCSD Medical Center and spoke to Nurse Nurse told me that was still medicated due to his injuries, but was awake and coherent.

On March 16, 2004, at about 1035 hrs, I arrived at UCSD Medical Center and attempted to speak with who was in room #. Initially, the medical staff would not allow me to speak with without consent from the hospital administration. After explaining the circumstances to the medical staff, I entered the room and briefly spoke with. As I entered the room, I saw that was awake and coherent. He was lying in his hospital bed and I saw a Hispanic female, who I immediately recognized as Maria Urzua, sitting in a chair next to the bed.

I identified myself to and told him that I needed to speak with him about the incident. told me that he was told by his father not to speak with me without a lawyer present. I explained to that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to that without a statement from him, it would be difficult to determine his participation in the incident.

Reporting Officer GRANDE	ID # 249	Division INV	Approved By R. G. Triviz	Date of Report 06/11/2004	Time 13:43
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ORIGINAL

Continued Y



Continued From: OTHER Detective Supp		<b>San Diego Regional Officer's Report Narrative</b>		Page 9 of 10		Case Number 0402679	
Code Section And Description (one incident only) PC / 187.664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named)							
Property Tag No.(s)							

██████ was adamant that he wanted a lawyer present, and would not give me a statement. I told ██████ that if he changed his mind, to please give me a call and I would return.

After speaking with ██████, I then spoke to Nurse Supervisor, ██████. I asked for an update on ██████ injuries and status. ██████ explained that per UCSD Medical Center policy, he was unable to release any information regarding ██████ condition or injuries.

On March 29, 2004 ██████ was arrested by the National City Police Department for a Domestic Violence incident that occurred in National City. ██████ had been identified as a possible suspect along with Richard Ortiz involving the robbery and theft of ██████ blue ██████ on March 10, 2004. ██████ was brought to the Investigations Division, where Detective Remmers and I interviewed him in regarding to his participation in the March 10, 2004 incident. ██████ was interviewed on audio and videotape, which was later impounded into NCPD evidence.

After the completion of the interview, it was determined that there was insufficient evidence to show that ██████ was an active participant in the robbery/auto theft and he was not charged. ██████ was transported to county jail for the domestic violence charge. (Refer to Detective Remmer's supplemental for ██████ statement).

## IMPOUNDED EVIDENCE

Tag#	Description
20728	(1) Videotape (1) Audiotape of ██████'s interview.
20729	(1) Videotape (1) Audiotape of Ortiz, R interview.
20730	(1) Videotape (1) Audiotape of Harward, D interview.
20731	(1) Videotape (1) Audiotape of Miller, C interview.

Reporting Officer GRANDE	ID # 249	Division INV	Approved By R. G. Triviz	Date of Report 06/11/2004	Time 13:43
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ORIGINAL

Continued Y



Continued From: OTHER Detective Supp		San Diego Regional Officer's Report Narrative		Page 10 10 of		Case Number 0402679			
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU		Time 11:50	
Location Of Incident (Or Address) 620 E. 24st St				City NATIONAL CITY		District		Beat 240	
Person(s) Involved: Victim									
Suspect (If Named)									
Property Tag No.(s)									

20732 (1) Videotape (1) Audiotape of [REDACTED] interview (I)

20733 (1) Videotape (1) Audiotape of [REDACTED] interview (II)

20734 (1) 8mm videotape of OIS crime scene walkthrough.

20735 (1) CD of photos of [REDACTED] injuries.

Reporting Officer GRANDE	ID # 249	Division INV	Approved By R. G. Triviz	Date of Report 06/11/2004	Time 13:43
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ORIGINAL

Continued Y

National City Police Department  
1200 National City Boulevard  
National City, CA. 91950  
Phone: (619) 336-4400

Case #

D4D2679

### PHOTO LINEUP

On (Date): 04.29.04	At (Hours): 1355
At (Location): NCPD	
Victim/Witness: [REDACTED]	

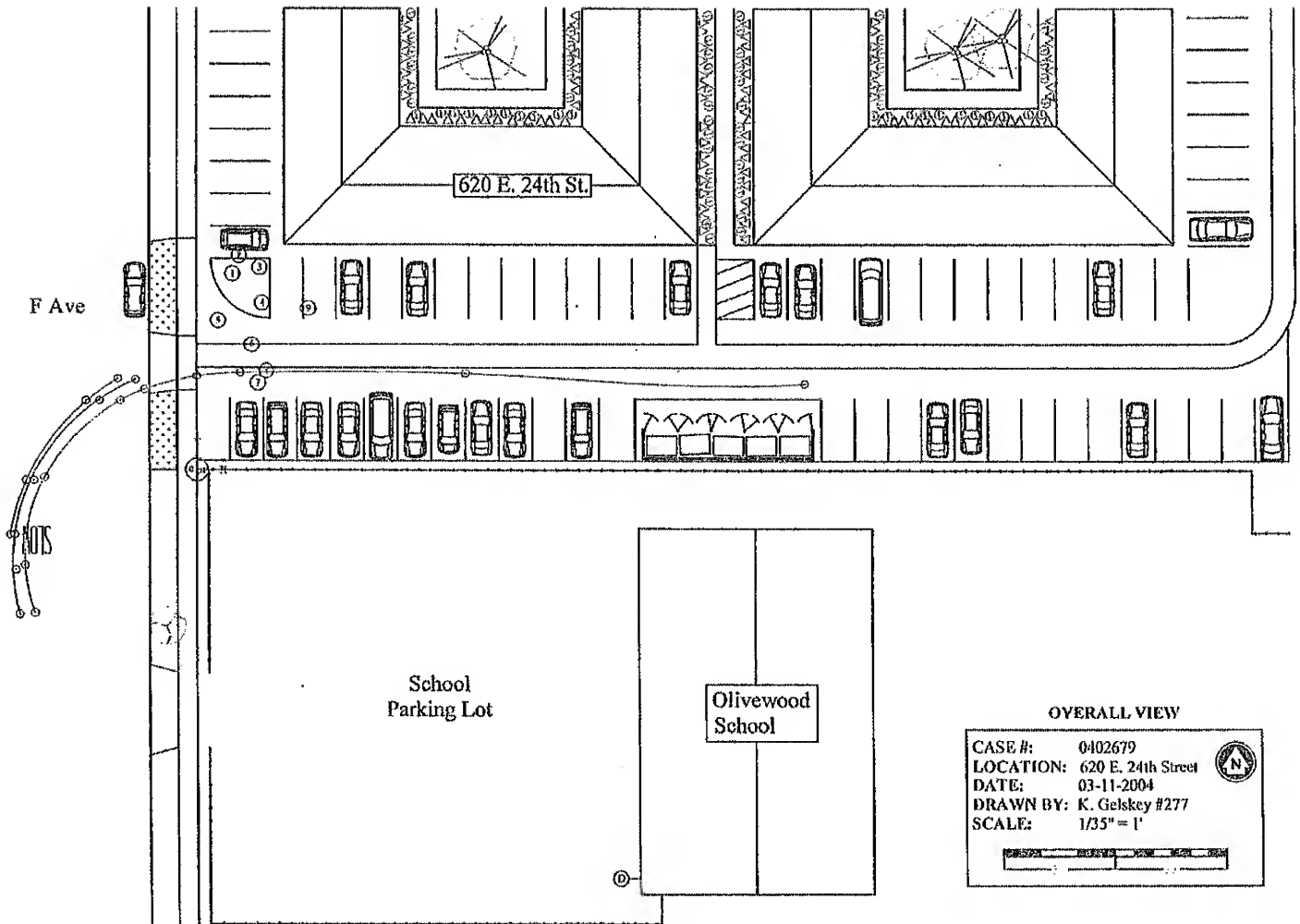
was read the following statement and then allowed to view the photo lineup:

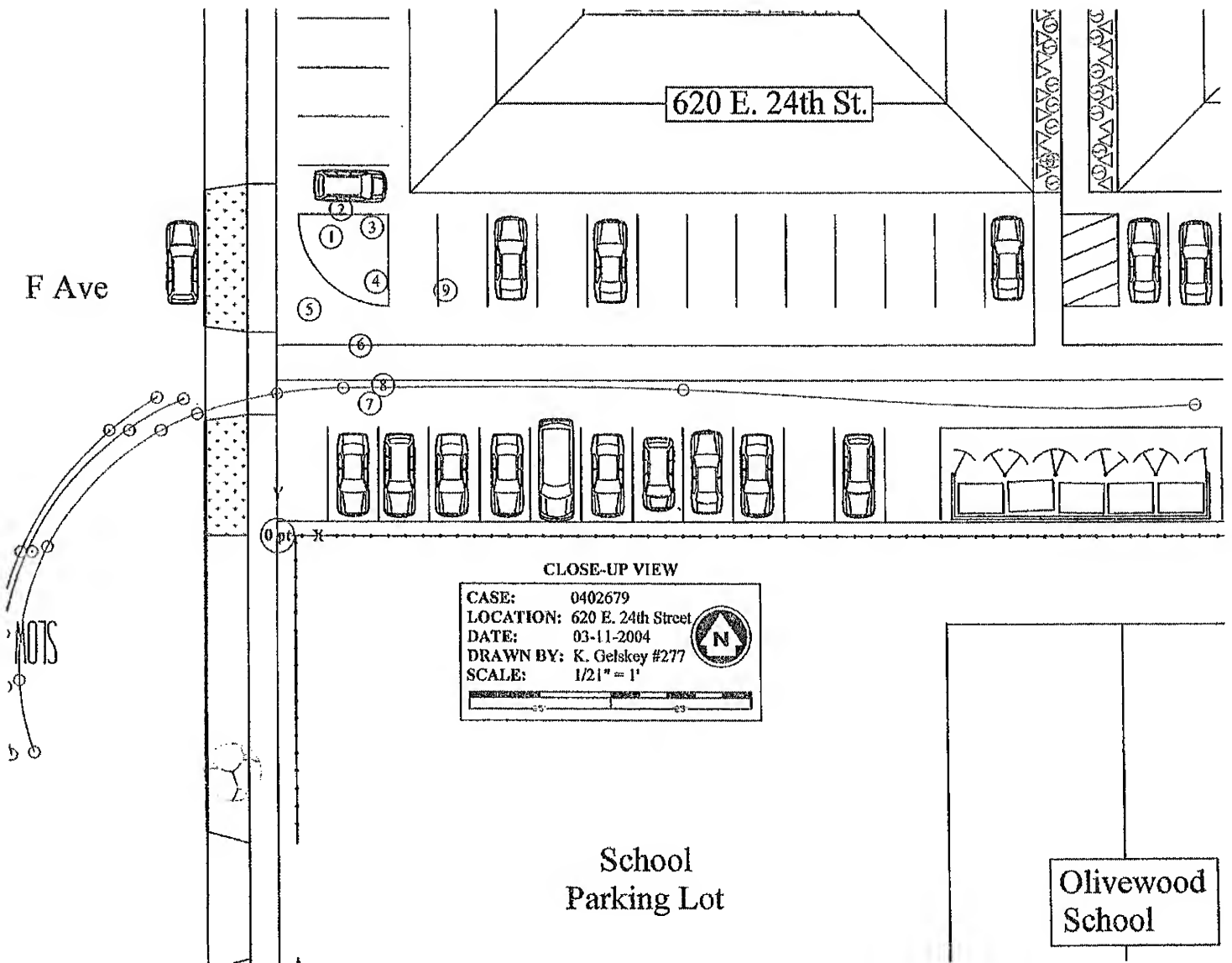
I am going to show you a group of photographs. This group of photographs may or may not contain a picture of the person who committed the crime now being investigated. The fact that these pictures are being shown to you should not cause you to believe or guess that the guilty person has been caught. Please keep in mind that hairstyles, beards and mustaches are easily changed. Also, pictures do not always depict the true complexion of a person.

Please look through the pictures and study the person in each. When you have completed viewing all the pictures, tell me whether or not you can make an identification.

<input type="checkbox"/> Identified Photo #.	<input checked="" type="checkbox"/> Could NOT Identify
Comments:	
HE LOOKS LIKE THE GUY IN # 1.	
Lineup Presented By:	
CORDERO, E # 336	

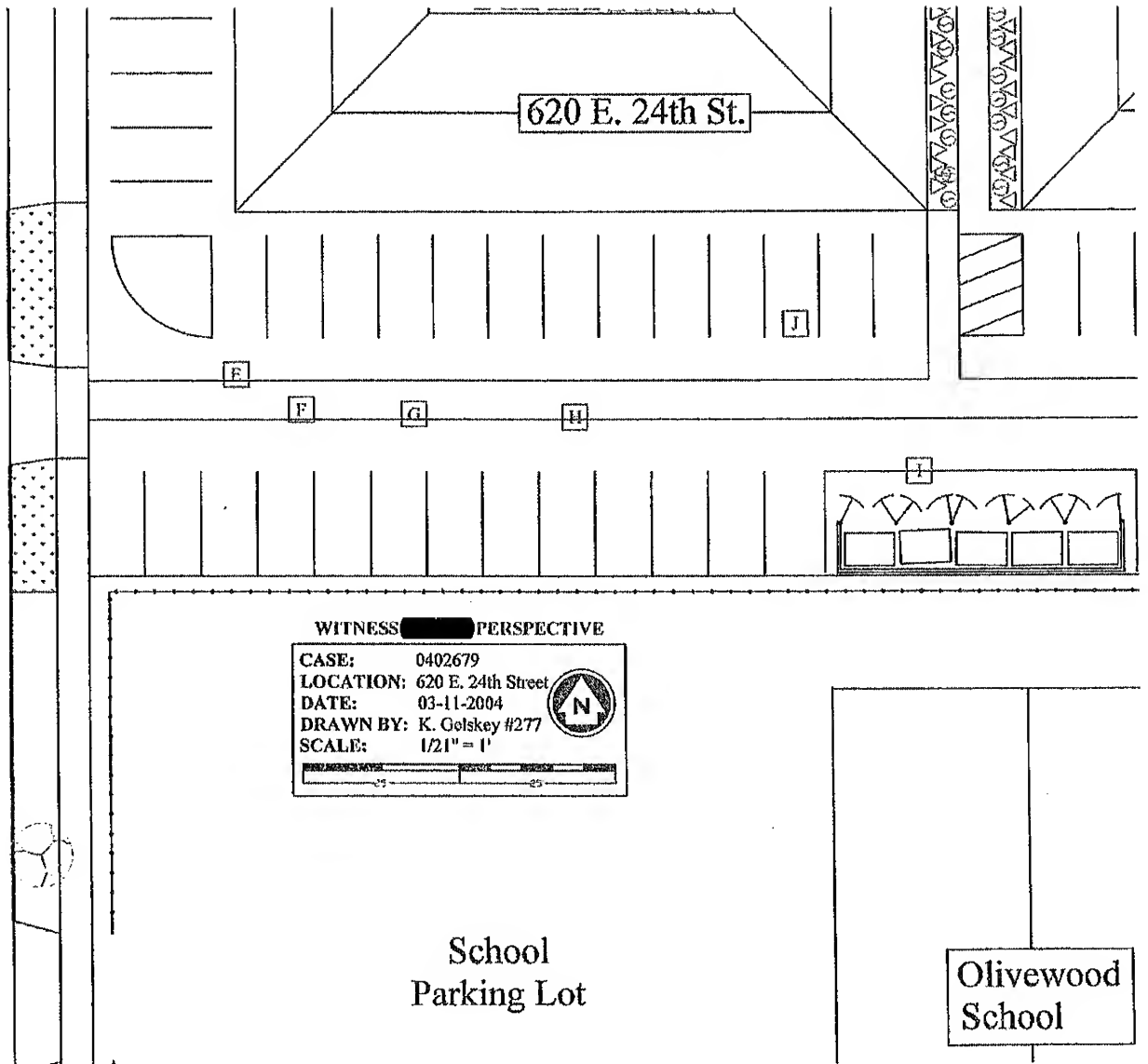
F

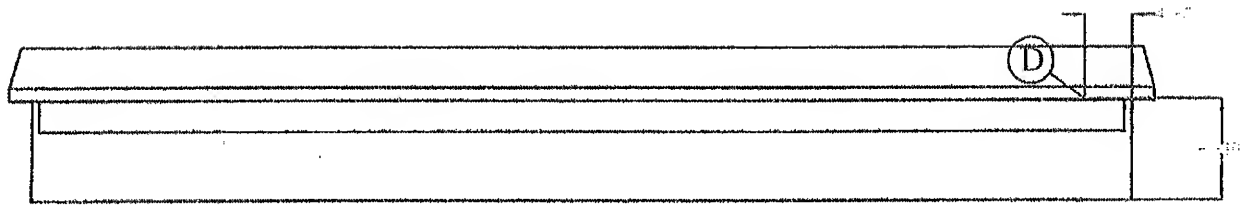




F Ave

NOTES





**CASE:** 0402679  
**LOCATION:** 620 E. 24th Street  
**DATE:** 03-11-2004  
**DRAWN BY:** K. Gelskey #277  
**SCALE:** 1/16" = 1'



FRONT VIEW OF SCHOOL BUILDING AT  
OLIVEWOOD ELEMENTARY



# National City Police Department

Code Section and Description: 664-187 PC (O.I.S)		Case Number: 0402679
Location: 620 E 24 <sup>th</sup> St. (South Parking lot)		Date: 03/11/04
Victim: Officer Harward, D & Officer Miller, C	Suspect: (S) Urzua, Maria, (S) [REDACTED] (S) Ortiz, Richard	
Evidence Tag Numbers: I0020175 – I0020186, I0020244		Disposition of Evidence:
Reporting Officer: Flores #4654	Officer's Report Concerning: Process Officer Miller	

## Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Miller, Chris.

I took overall photos of Officer Miller and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt and boots.

I also photographed the vehicle Off. Miller was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

## Evidence List

### Property Tag

### Description

I0020175	(1) [REDACTED] pistol [REDACTED] cal Ser# [REDACTED]
I0020176	(1) bullet [REDACTED] removed from chamber
I0020177	(1) magazine w/ [REDACTED] bullets removed from weapon
I0020178	(1) magazine w/ [REDACTED] bullets removed from Off. Millers duty belt
I0020179	(1) magazine w/ [REDACTED] bullets removed from Off. Millers duty belt
I0020180	fingernail scrapings
I0020181	(1) Gunshot Residue kit from Off. Miller
I0020182	(1) Gunshot Residue kit from Off. Millers uniform
I0020183	(1) Gunshot Residue kit from Off. Millers gun belt & boots
I0020184	(1) uniform shirt
I0020185	(1) uniform pants
I0020186	(4) rolls of 35mm film
I0020244	(1) Gunshot Residue kit from Unit 370

End of Report.

# National City Police Department

Code Section and Description: 664-187 PC		Case Number: 0402679
Location: 620 E 24 <sup>th</sup> St. (South Parking lot)		Date: 03/11/04
Victim: Officer Harward, D & Officer Miller, C	Suspect: (S) Urzua, Maria, (S) [REDACTED] (S) Ortiz, Richard	
Evidence Tag Numbers: I0020187 -- I0020199, I0020243		Disposition of Evidence:
Reporting Officer: Flores #4654	Officer's Report Concerning: Process Officer Harward	

## Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Harward, Dan.

I took overall photos of Officer Harward and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt, and boots.

I also photographed the vehicle Off. Harward was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

## Evidence List

<u>Property Tag</u>	<u>Description</u>
I0020187	(1) [REDACTED] pistol [REDACTED] auto Ser# [REDACTED]
I0020188	(1) bullet '[REDACTED]' removed from chamber
I0020189	(1) magazine w/ [REDACTED] bullets removed from weapon
I0020190	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020191	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020192	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020193	fingernail scraping
I0020194	(1) Gunshot Residue kit from Off. Harward
I0020195	(1) Gunshot Residue kit from Off. Harward gun belt & boots
I0020196	(1) Gunshot Residue kit from Off. Harward uniform
I0020197	(1) uniform shirt
I0020198	(1) uniform pants
I0020199	(4) rolls of 35mm film
I0020243	(1) Gunshot Residue kit from Unit 437

End of Report.



# National City Police Department

Code Section and Description: <b>664-187 PC</b>		Case Number: <b>0402679</b>
Location: <b>620 E 24<sup>th</sup> St. (South Parking lot)</b>		Date: <b>03/11/04</b>
Victim: <b>Officer Harward, D &amp; Officer Miller, C</b>	Suspect: <b>(S) Urzua, Maria, (S) [REDACTED]</b> <b>(S) Ortiz, Richard</b>	
Evidence Tag Numbers: <b>I0020165 – I0020174</b>		Disposition of Evidence:
Reporting Officer: <b>Flores #4654</b>	Officer's Report Concerning: <b>Crime Scene</b>	

## Evidence Supplemental

On March 11, 2004, I was assigned to assist Detective Gelskey to process the crime scene located on 621 E 24<sup>th</sup> St.

I took photographs of the crime scene and collected all the evidence. (refer to my evidence list below).

## Evidence List

<u>Property Tag</u>	<u>Description</u>
I0020165	(1) casing ([REDACTED] cal [REDACTED])
I0020166	(1) casing ([REDACTED] cal [REDACTED])
I0020167	(1) casing ([REDACTED] cal [REDACTED])
I0020168	(1) casing ([REDACTED] cal [REDACTED])
I0020169	(1) casing ([REDACTED] cal [REDACTED])
I0020170	(1) casing ([REDACTED] cal [REDACTED])
I0020171	(1) casing ([REDACTED] auto)
I0020172	(1) casing ([REDACTED] auto)
I0020173	(1) casing ([REDACTED] cal [REDACTED])
I0020174	(3) roll of 35mm film of crime scene

**End of Report.**

# National City Police Department

Code Section and Description: 664-187 PC		Case Number: 0402679
Location: 620 E 24 <sup>th</sup> St. (South Parking lot)		Date: 03/11/04
Victim: Officer Harward, D & Officer Miller, C	Suspect: (S) Urzua, Maria, (S) [REDACTED] (S) Ortiz, Richard	
Evidence Tag Numbers: I0020187 – I0020199		Disposition of Evidence:
Reporting Officer: Flores #4654	Officer's Report Concerning: Process Officer Harward	

## Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Harward, Dan.

I took overall photos of Officer Harward and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt, and boots.

I also photographed the vehicle Off. Harward was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

## Evidence List

<u>Property Tag</u>	<u>Description</u>
I0020187	(1) [REDACTED] pistol [REDACTED] auto Ser# [REDACTED]
I0020188	(1) bullet "[REDACTED] auto" removed from chamber
I0020189	(1) magazine w/ [REDACTED] bullets removed from weapon
I0020190	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020191	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020192	(1) magazine w/ [REDACTED] bullets removed from Off. Harward duty belt
I0020193	fingernail scraping
I0020194	(1) Gunshot Residue kit from Off. Harward
I0020195	(1) Gunshot Residue kit from Off. Harward gun belt & boots
I0020196	(1) Gunshot Residue kit from Off. Harward uniform
I0020197	(1) uniform shirt
I0020198	(1) uniform pants
I0020199	(4) rolls of 35mm film

**End of Report.**

# National City Police Department

Code Section and Description: <b>664-187 PC (O.I.S)</b>		Case Number: <b>0402679</b>
Location: <b>620 E 24<sup>th</sup> St. (South Parking lot)</b>		Date: <b>03/11/04</b>
Victim: <b>Officer Harward, D &amp; Officer Miller, C</b>	Suspect: <b>(S) Urzua, Maria, (S) [REDACTED] (S) Ortiz, Richard</b>	
Evidence Tag Numbers: <b>I0020175 – I0020186</b>		Disposition of Evidence:
Reporting Officer: <b>Flores #4654</b>	Officer's Report Concerning: <b>Process Officer Miller</b>	

## Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Miller, Chris.

I took overall photos of Officer Miller and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt and boots.

I also photographed the vehicle Off. Miller was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

## Evidence List

<u>Property Tag</u>	<u>Description</u>
I0020175	(1) [REDACTED] pistol [REDACTED] cal Ser# [REDACTED]
I0020176	(1) bullet '[REDACTED]' removed from chamber
I0020177	(1) magazine w/ [REDACTED] bullets removed from weapon
I0020178	(1) magazine w/ [REDACTED] bullets removed from Off. Millers duty belt
I0020179	(1) magazine w/ [REDACTED] bullets removed from Off. Millers duty belt
I0020180	fingernail scrapings
I0020181	(1) Gunshot Residue kit from Off. Miller
I0020182	(1) Gunshot Residue kit from Off. Millers uniform
I0020183	(1) Gunshot Residue kit from Off. Millers gun belt & boots
I0020184	(1) uniform shirt
I0020185	(1) uniform pants
I0020186	(4) rolls of 35mm film

**End of Report.**

**LABORATORY REQUEST FORM**  
San Diego Sheriff's Department

SDSD CASE# 04001391T



**AN INCIDENT REPORT MUST ACCOMPANY THIS FORM FOR TRACE AND DNA CASES**

PRIORITY: (CHECK ALL THAT APPLY, FILL IN COURT DATE)

- ☒ 1. O I S ☐ 2. HOMICIDE ☐ 3. IMPENDING ARREST/RELEASE ☐ 4. COURT DATE SET FOR:         
☐ 5. JUVENILE CASE ☐ 6. ROUTINE

TODAY'S DATE 05/14/04	CRIME DATE 03/11/04	CRIME TYPE O I S	DIVISION / OUTSIDE AGENCY NCPD 0402679	KEY CASE NUMBER / OUTSIDE AGENCY CASE #
INCIDENT LOCATION E. 28th ST				
REPORTING OFFICER ID	ASSIGNED DETECTIVE DET. GRANDE ID		PHONE # 336-4471	
E-MAIL	FAX 336-4479		MAIL STOP	

HAS OTHER EVIDENCE BEEN PREVIOUSLY SUBMITTED ON THIS CASE? Y N RELATED CASE # (IF ANY)

PEOPLE AFFILIATED WITH THE LISTED PROPERTY

V	NAME (LAST, FIRST, MIDDLE) OFFICER MILLER			
S	RACE	SEX	DOB	AGE
V	NAME (LAST, FIRST, MIDDLE) OFFICER HARWARD			
S	RACE	SEX	DOB	AGE
V	NAME (LAST, FIRST, MIDDLE) ORTIZ, RICHARD			
S	RACE	SEX	DOB 10/23/1	AGE

Item#	Circle Affiliation	SDSD Bar Code#	Item Description	Returned to P/E# (lab use only)
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		
	Victim	I		
	Suspect	I		

EXAMINATIONS REQUESTED :

Trajectory done to impounded VEH at NCPD underground  
Cage. It Person sent to perform assignment was  
Lance Martini. & Tech Marie Durane  
Any Question Contact APRIL Flores (619) 336-4449

NATIONAL CITY POLICE DEPARTMENT  
CRIME LAB WORK REQUEST

DATE: 051404 PERSON REQUESTING: FLORES / DET. GELSKY

CASE # 6402679 TAG # SDSO # 04001391 T

ITEMS SUBMITTED: NEED TRAJECTORY DONE ON VEH. AT  
NCPD

WORK REQUESTED: \_\_\_\_\_

LAB PERSONNEL ONLY

PES \_\_\_\_\_  
CADET \_\_\_\_\_ PROCESSING DATE: \_\_\_\_\_  
CSS \_\_\_\_\_

PROCESS USED/RESULTS: \_\_\_\_\_

DISPOSITION OF EVIDENCE: \_\_\_\_\_

**SENDING REPORT**

May. 14 2004 11:48AM

NO.	OTHER FACSIMILE	START TIME	USAGE TIME	MODE	PAGES	RESULT
01	8584674650	May. 14 11:46AM	02'15	SND	03	OK

TO TURN OFF REPORT, PRESS MENU #04 SET.  
THEN SELECT OFF BY USING JOG-DIAL.

IF YOU HAVE A PROBLEM WITH YOUR FAX MACHINE, CALL TOLL-FREE 1-800-HELP-FAX (1-800-435-7329).

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 04 02679 DATE 03/16/04  
OFFICER'S NAME / ID # DET. GRANDE

☐ EVIDENCE ☐ FOUND ☐ HELD PER 8102 W&I (5150 W&I)  
☐ SAFEKEEPING ☐ DV HOLD ☐ SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
MAILING ADDRESS:			CONTACT PHONE NUMBER
STREET#	APT#		( )
CITY:	STATE:	ZIP CODE:	

## DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #
	Equipment belt	
	Boots	
	BADGE & Name Plate	

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

## RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE Per Det Grande AF#411654 DATE 03/15/04

PROPERTY RELEASED TO: X1 Daniel Hernandez DATE 3/16/04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**



San Diego Sheriff's Department  
CRIME LABORATORY  
5255 Mt. Elna Dr. San Diego, CA 92117  
(858) 467-4600



LABORATORY SERVICE REPORT

7A6# 10020240

REQUESTED BY:	GRAND: #249	VIDEO #:	04001391-T
AGENCY/DIVISION:	NATIONAL CITY POLICE DEPARTMENT	AGENCY #:	0402679
SUSPECT (S):	RICHARD ORTIZ	CRIME:	OIS
VICTIM (S):	OFFICERS HARWARD AND MILLER	CRIME DATE:	03/12/2004

SERVICE REQUESTED:

Print Comparison

EVIDENCE SUBMITTED:

Item #1 – Six (6) latent print cards lifted by Flores #4654

RESULTS:

Richard Ortiz, DOB: 10/12/81, was identified.



FINDINGS:

As requested, the known prints of Richard Ortiz were obtained from Sheriff's Records Division and compared to the submitted latent prints. The following results were made:

- Card 1 of 6, lifted from "Exterior driver door," two (2) usable latent prints were not identified.
- Card 2 of 6, lifted from "interior rear view mirror," six (6) latent prints were identified to the right thumb of Ortiz.
- Card 3 of 6, lifted from "interior rear view mirror," eight (8) latent prints were identified to the right thumb and one (1) latent print was identified to the left thumb of Ortiz.
- Card 4 of 6, lifted from "exterior driver door," the usable latent print was not identified.
- Card 5 of 6, lifted from "exterior driver door," no usable latent print was noted.
- Card 6 of 6, lifted from "exterior passenger front door," no usable latent print was noted.

Small areas of ridge detail are also noted, however, remain unexamined. If a complete case examination becomes necessary or additional suspects are developed, please resubmit with major case prints and a Lab Service Request.

RTN SDPO LAB CC 052604

Send 4/2/04

04001391012 JJC  
4/25/2004  
Page: 1 of 2

4.2.04

4.2.04



PROPERTY/EVIDENCE FORM  
San Diego Sheriff's Department

Addition

4/14/04 OF (10:15)

CASE NUMBER 54001391T

SEIZURE DATE 03/20/04	INCIDENT TYPE 215(a) PC	DIVISION JUV	BILLING CODE (10:15)	JUVENILE CASE? Y N
--------------------------	----------------------------	-----------------	-------------------------	-----------------------

CRIME DATE 03/20/04	INCIDENT LOCATION 103 E. 28th	FILE CASE NUMBER
------------------------	----------------------------------	------------------

REPORTING OFFICER FLORES	ID 4054	ASSIGNED DETECTIVE GRANDE	ID 249	STATION/UNIT INV	MAP S/O	DETECTIVES PHONE NUMBER 336-4471
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PERSON SUBMITTING (OTHER THAN DEPARTMENT) NC 10 FLORES	OUTSIDE AGENCY NCRO	OUTSIDE AGENCY CASE # 04102679	PHONE NUMBER 336-4471
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HAS OTHER EVIDENCE BEEN PREVIOUSLY SUBMITTED ON THIS CASE? Y (N)	LAB SERVICE? N	DATE NEEDED 042004
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PEOPLE AFFILIATED WITH THE LISTED PROPERTY

V RP S O W F	NAME (LAST, FIRST, MIDDLE) HARWARD	OFFICER	RACE	SEX	DOB	AGE
HOME ADDRESS, CITY, STATE, ZIP			HOME PHONE			

EMPLOYER/SCHOOL INFORMATION (RANK IF MILITARY)	BUSINESS OR MILITARY ADDRESS, CITY, STATE, ZIP	BUSINESS PHONE
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V RP S O W F	NAME (LAST, FIRST, MIDDLE) MILNER	OFFICER	RACE	SEX	DOB	AGE
HOME ADDRESS, CITY, STATE, ZIP			HOME PHONE			

EMPLOYER/SCHOOL INFORMATION (RANK IF MILITARY)	BUSINESS OR MILITARY ADDRESS, CITY, STATE, ZIP	BUSINESS PHONE
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V RP S O W F	NAME (LAST, FIRST, MIDDLE) ORTIZ, RICHARD		RACE	SEX	DOB 01281	AGE
HOME ADDRESS, CITY, STATE, ZIP			HOME PHONE			

EMPLOYER/SCHOOL INFORMATION (RANK IF MILITARY)	BUSINESS OR MILITARY ADDRESS, CITY, STATE, ZIP	BUSINESS PHONE
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LAB SERVICE? YES	ITEM DESCRIPTION (6) Latent Print Cards	QUANTITY 6
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MAKE	MODEL	CALIBER	VALUE
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ID/SERIAL NUMBER E0020248	EVIDENCE TYPE (CR) FN FP SK	FILE CONTROL #
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PROP. AFFILIATION	NAME	SEARCH WARRANT? Y N	FINDER WISHES TO CLAIM? Y N
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LAB REQUEST / COMMENT RUN THROUGH AFIS FOR POSSIBLE SUSPECTS
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ITEM#	LAB SERVICE?	ITEM DESCRIPTION	QUANTITY
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MAKE	MODEL	CALIBER	VALUE
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ID/SERIAL NUMBER	EVIDENCE TYPE CR FN FP SK	FILE CONTROL #
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PROP. AFFILIATION	NAME	SEARCH WARRANT? Y N	FINDER WISHES TO CLAIM? Y N
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LAB REQUEST / COMMENT
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ITEM#	LAB SERVICE?	ITEM DESCRIPTION	QUANTITY
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MAKE	MODEL	CALIBER	VALUE
------	-------	---------	-------

ID/SERIAL NUMBER	EVIDENCE TYPE CR FN FP SK	FILE CONTROL #
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PROP. AFFILIATION	NAME	SEARCH WARRANT? Y N	FINDER WISHES TO CLAIM? Y N
-------------------	------	------------------------	--------------------------------

LAB REQUEST / COMMENT
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S.D. SHERIFF P&E



PLACE BAR CODE  
LABEL HERE

PLACE BAR CODE  
LABEL HERE



San Diego Sheriff's Crime Lab  
Crime Scene Report



NCPD # 0402679

Case #: 04001391-T Event #: 1

Crime: OIS

Event Date: 03/30/2004

Time Notified: 6:30 AM

By whom: L. MARTINI

Event Address: NATIONAL CITY POLICE DEPARTMENT, 1200 NATIONAL CITY BLVD.

General Location: NATIONAL CITY

Time Arrived: 7:52 AM

Time Of Departure: 11:00 AM

Name/Title: FET M. DURINA

Detective: D. GRANDE

Detail: INVESTIGATIO Team:

Agency: NCPD

Victim: NCPD OFFICERS DANIEL HOWARD AND CHRIS MILLER

Suspect: 1) URZUA, MARIA 2) [REDACTED] 3) ORTIZ, RICHARD

Service Requested: FIELD CALL - VEHICLE PHOTOGRAPHY

**Narrative:**

On Tuesday, 03/30/04 at approximately 0630 hours, Criminalist L. Martini contacted me at the Crime Laboratory and requested that I respond to National City Police Department, 1200 National City Blvd., National City, to assist him with the processing of a vehicle at that location that had been involved in an officer involved shooting on 3/11/04. (NCPD Case #042679.)

At approximately 0752 hours, I arrived at the National City Police Department and met with Criminalist L. Martini and National City Police Detective K. Gelskey. We proceeded to the underground secured vehicle processing area at this time. At the request of Detective Gelskey and Criminalist Martini, I took overall and specific 35mm photographs of the vehicle, a 1986 [REDACTED] bearing CA license plate # [REDACTED].

I concluded this assignment and departed from National City Police Department at approximately 1100 hours. On 04/02/04, I released sixty-three (63) unlabeled 35mm photographs to L. Martini. On 04/02/04, I released one set sixty-three (63) of unlabeled photographs to Detective K. Gelskey at National City Police Department.

Reported By:

*Fet M. Durina*

Reviewed By

*Charles H. Merritt*

Report Date: 04/02/2004

# 42711

4/2/04

4/5/04

Page 1 of 1

0402679

☐ Provide appropriate VERBAL translation in preferred language.

The examination and treatment that you received were on an emergency basis only. They are not intended to be a substitute or replacement for complete medical care. For your protection, it is advised that you follow the general recommendations below:

1. If complications arise, call your doctor or the doctor to whom you have been referred immediately. If the doctor cannot be reached, return to the emergency department.
2. Have your prescriptions filled and follow precisely the directions on the labels.
3. The X-ray report given to you is NOT final. Final review by the radiologist will usually be made within 24 hours. Significant discrepancies or additional findings will be communicated to you or your doctor by the emergency department staff. If indicated, you may be requested to return for additional studies and/or treatment.
4. Copies of the emergency department record, including all lab and x-ray results, can be obtained from the medical records department. Please advise your doctor to obtain copies of all studies performed in the emergency department.

The following is a list of the DIAGNOSTIC IMPRESSION(S) of your condition. Additional contributing factors may be listed in your medical record:

A follow-up evaluation by your doctor or a doctor to whom you have been referred is ESSENTIAL. Please call today to schedule an appointment within the time frame specified below. Should problems develop prior to your follow-up visit, RETURN TO THE EMERGENCY DEPARTMENT. Some conditions may require a repeat evaluation within a short time interval (i.e., less than 24 hours). If it is not possible to schedule this re-evaluation with your doctor or the doctor to whom you have been referred, return to the emergency department as specified below, if indicated.

☒ Follow-up with YOUR PRIMARY CARE PHYSICIAN or the physician to whom you have been referred

Physician Referral

Office Phone

☐ Return to the emergency department in \_\_\_\_\_ hours/day(s) for a re-evaluation.

☐ Return IMMEDIATELY if symptoms worsen or any of the following develop:

☐ pain ☐ vomiting ☐ fever ☐ bleeding ☐ change in behavior  
☐ other

ADDITIONAL INSTRUCTIONS:

I understand all written and verbal discharge instructions provided including Follow-up Care.

Patient or Representative Signature

Date

Time

Registered Nurse or Physician

Date

Time

Paradise Valley Hospital

Adventist Health

2400 E. 4th St. • National City, CA • 91950

**AFTER CARE INSTRUCTIONS  
EMERGENCY DEPARTMENT**

White: Chart Yellow: Patient Pink: Billing

Patient Information

ORTIZ, RICHARD

M 022Y 10/12/1981

Acot

MR #

EMS R

REF

0010

ADMIT: 3/11/2004

PARADISE VALLEY HOSPITAL

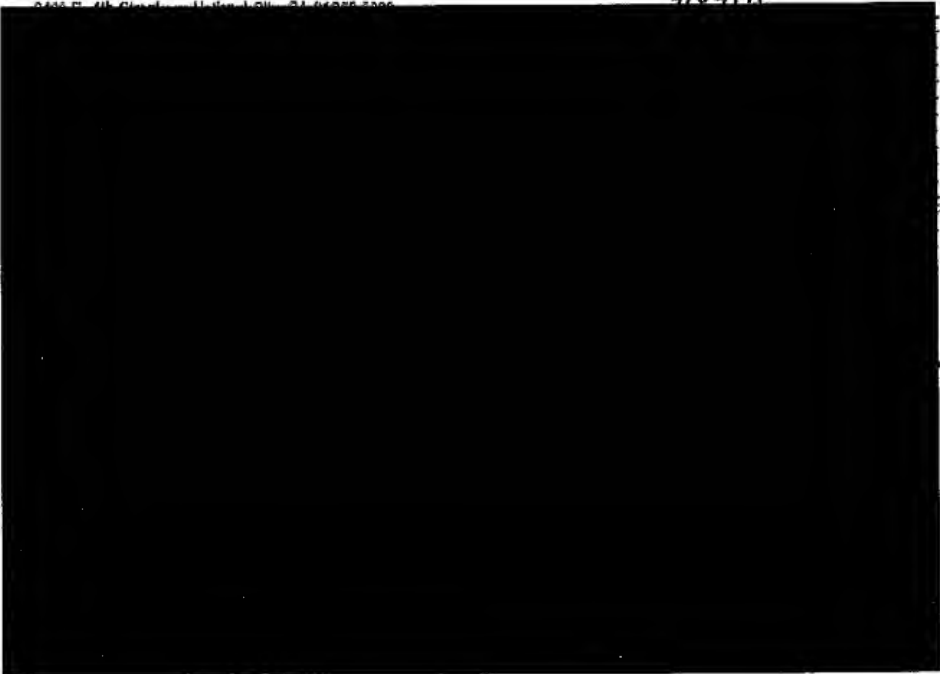
*Paradise Valley Hospital*

—Adventist Health

2415 E. 4th Street, H. Box 100, PA 15025-2000

EMERGENCY SERVICES

470-4141





COUNTY MEDICAL SERVICES  
EMERGENCY DEPARTMENT EPISODE  
QUICK SCREEN

SEE REVERSE

When a patient indicates a need for help in paying for a hospital emergency department episode, answer the following questions. If based upon the patient's responses, the patient is eligible to apply for County Medical Services (CMS) have the patient complete an Emergency Department Episode Application (HHSA: CMS-36).

Date	Hospital	Social Security Number
------	----------	------------------------

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Signature of Applicant

Witness to Mark

Date

Signature of Interviewer

Date



COUNTY MEDICAL SERVICES  
EMERGENCY DEPARTMENT EPISODE  
APPLICATION

SEE REVERSE

Date

Hospital

I understand that all patient-specific information so disclosed will be held confidential and will not be released in any way that would permit identification of the patient.

Signature of Applicant: \_\_\_\_\_ Witness to Mark: \_\_\_\_\_

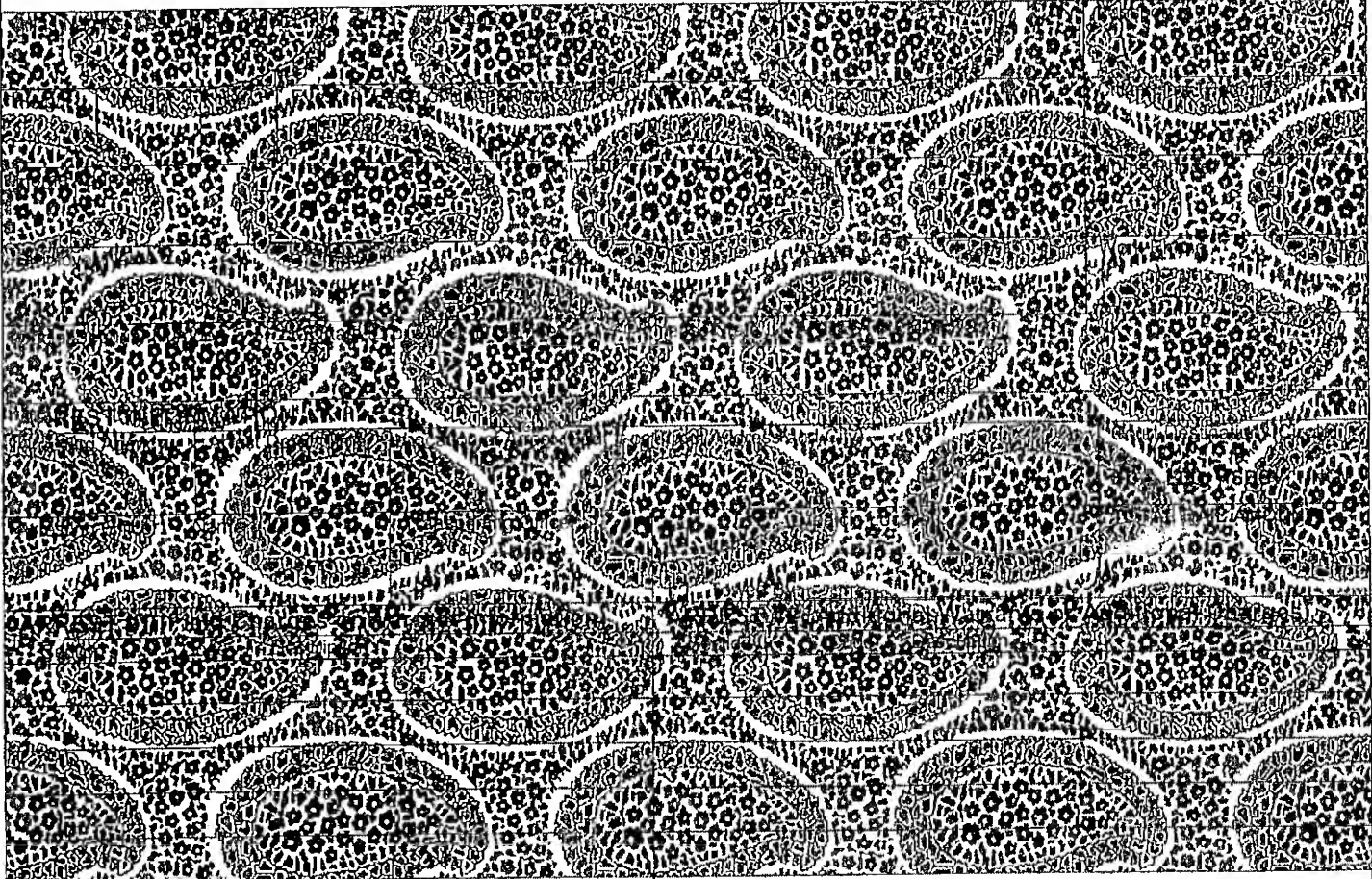
Name of Interviewer: \_\_\_\_\_ Date: \_\_\_\_\_



DISTRIBUTION: WHITE-BOOKING YELLOW-INTAKE DEPUTY PINK-ARRESTING OFFICER GOLDENROD-SEALED PROPERTY BAG



San Diego County  
**SHERIFF'S DEPARTMENT**  
BOOKING INTAKE / PERSONAL PROPERTY INVENTORY

FIRST TWO BOXES TO BE COMPLETED BY JAIL STAFF		Agency Case #	
Jail Booking Number Assigned	Pre-Intake Clerk ID #		
<b>PERSONAL INFORMATION</b>			
Name: Last, First Middle		Suffix	Race
		Sex	Age
		Date of Birth (mm/dd/yyyy)	
PROPER COMPLETION OF THIS FORM WILL EXPEDITE YOUR BOOKING			
			
<b>PERSONAL PROPERTY INVENTORY</b>		HOLDS: <input type="checkbox"/> FEDERAL <input type="checkbox"/> STATE PAROLE <input type="checkbox"/> IMMIGRATION	
<b>PREBOOK ARJIS</b>		<b>BOOK ARJIS</b>	
Cash Accounting (USA Currency Only)		WALLET: Y___ N___ PURSE: Y___ N___ CELL PHONE: Y___ N___	
x \$1 = \$ x \$2 = \$ x \$5 = \$ x \$10 = \$ x \$20 = \$ x \$50 = \$ x \$100 = \$		BELT: Y___ N___ GLASSES: Y___ N___ WATCH: Y___ N___ ___ YM ___ WM ___ OTHER	
		RING: Y___ N___ ___ YM ___ WM ___ OTHER	
		KEYS: Y___ N___ SHOES: Y___ N___ NECKLACE: Y___ N___ ___ YM ___ WM ___ OTHER	
		MEDICATIONS: Y___ N___ ___ YM ___ WM ___ OTHER	
<b>TOTAL \$</b>		ADDITIONAL PROPERTY REMARKS:	
Sealed Bag w/Inmate Property Delivered to Jail YES <input type="checkbox"/> NO <input type="checkbox"/>		Inmate's Signature	
		Arresting Officer's Signature	

J-15 01/04

DISTRIBUTION: WHITE-BOOKING YELLOW-INTAKE DEPUTY PINK-ARRESTING OFFICER GOLDENROD-SEALED PROPERTY BAG



# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 0402679 DATE 03/504  
OFFICER'S NAME / ID # PER. DET. GRANDE

☐ EVIDENCE ☐ FOUND ☐ HELD PER 8102 W&I (5150 W&I)  
☐ SAFEKEEPING ☐ DV HOLD ☐ SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER
OFFICER	MILLER		( )
MAILING ADDRESS:			CONTACT PHONE NUMBER
STREET#			APT# ( )
CITY:		STATE:	ZIP CODE:

## DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #
	EQUIPMENT BELT	
	Boots	
	BADGE & NAME Plate & PENS	

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

## RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE PER DET. GRANDE DATE 03/504

PROPERTY RELEASED TO: X CHRIS MILLER DATE 3-16-04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

## Check-Out Release Form


### Property Facility

National City Police Department  
1200 National City Blvd  
National City CA 91950

### Destination

CRIME SCENE SPECIALISTS  
1200 NATIONAL CITY BLVD  
NATIONAL CITY, CA 91950

(619) 336-4447

Case Number: 0402679       E 28TH STREET  
Case Officer: 330      Officer Gonzales, Manuel  
Released By: 4854      PES Flores, April  
Released To: 7934      CSS Chavez, Amelia

Rec ID: 9027

Date: 3/18/04  
Time: 10:05 am

Item ID	Description	Serial Number	Quantity
10019844	DIGITAL CAMERA DISC		1

Page 1 of 1, 1 items  
1 total items released

SIGNER ACKNOWLEDGES RECEIPT OF ABOVE  
ITEMS AND THE RESPONSIBILITIES THEREIN.

CSS Chavez, Amelia

Print Name

Signature

INCE 042679  
POLICE ☐ HOLD ☒  
C.H.P. ☐ NO HOLD ☐  
SHERIFF ☐ ACCIDENT ☐  
MARSHAL ☐ STRAIGHT ☐  
PUBLIC ☐ DEALER ☐  
REPO ☐ IMPOUND ☐ STORAGE ☐

TOM MOYNAHAN  
3200 NATIONAL CITY BOULEVARD  
NATIONAL CITY, CALIF. 91950  
477-9362 - FAX 477-6589



46365 T

DATE 3-11-04

NAME:	TOWED FRONT	REAR	COMMUNICATIONS DISPATCHER:	
ADDRESS:	REGULAR TOW		FIRST TOW:	TIME OUT
CITY & STATE:	ACCIDENT TOW	570 00	TYPE:	TIME ARRIVED
MAKE & YEAR:	ONE & ONEHALF RATE		POLICE	LEFT SCENE
LICENSE & STATE:	HEAVY DUTY RATE		PRIVATE	TIME IN
I.D. NUMBER	MILEAGE		DRIVER:	TRUCK:
TOWED FROM: 600 C 28th	LABOR AT SCENE		MILEAGE	END
	ADDITIONAL TRUCK			BEGIN
TOWED TO: N.C. PD	TIME USED: FROM			TOTAL
	TO		STORAGE: TIME IN	DATE
REASON FOR TOW:	EXTRA MAN:			TIME OUT
SECOND TOW TO:	TIME FROM		RATE:	PER HOUR FIRST 12 HOURS
ITEMS REMOVED FROM VEH:	TO		\$	MAXIMUM PER DAY
	DOLLY:		SDPD IMP. REPORTED TO:	
VEH. RECEIVED AT SDPD BY:	DRY RUN:		BY:	DATE
BILL TO N.C. PD	SECOND TOW CHARGE:		RELEASED BY:	TIME
RO #	STORAGE:		DISPOSITION: (RTO) (LS) (BS)	
CALL BY:	(LS) (KEYS, ETC.)		NAME:	
RELEASE TO:	DLR. DISC.		ADDRESS:	
CK. #	CASH	CHG.	TOTAL	MOYNAHAN

I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE VEHICLE DESCRIBED ABOVE AND ALL PERSONAL PROPERTY THEREIN.

ABOVE VEHICLE REMOVED FROM STORAGE IN SATISFACTORY CONDITION

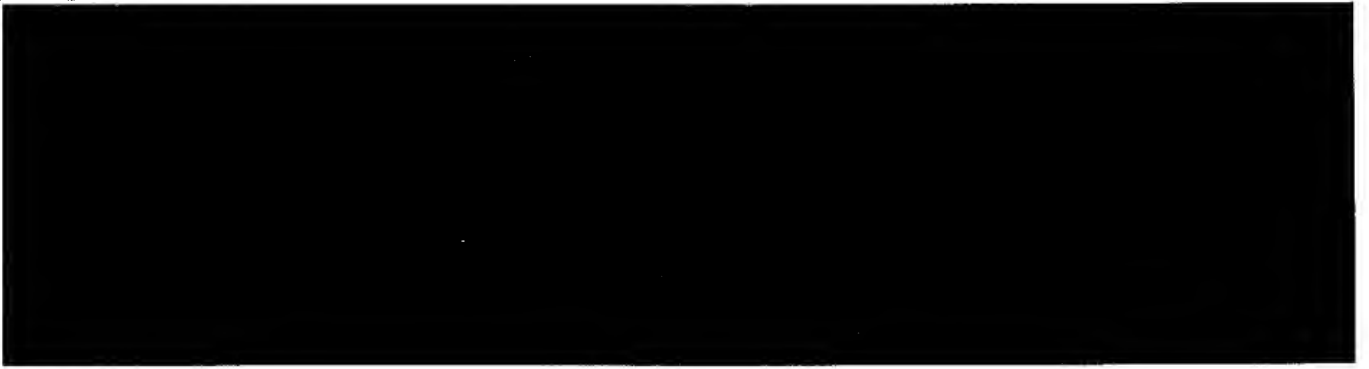
APPROVAL: Rg 3/25/2004

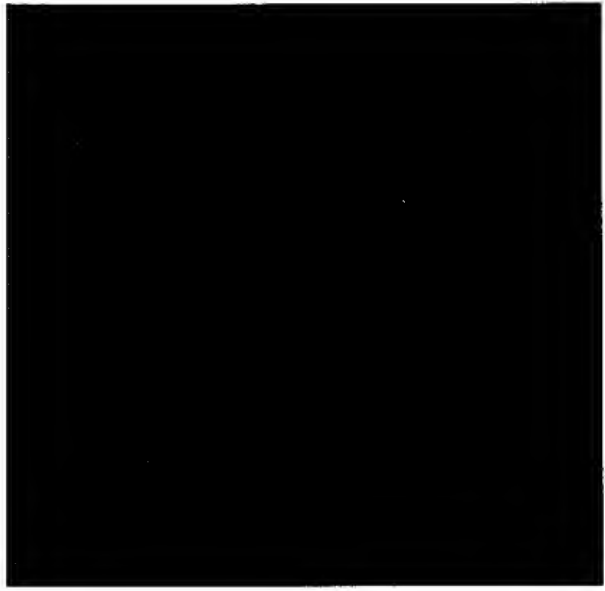
001 411 000 2/17 0000

NOT RESPONSIBLE FOR DAMAGE TO VEHICLE

NOT RESPONSIBLE FOR LOSS OR DAMAGE TO CARS OR ARTICLES IN CASE OF THEFT OR ANY OTHER CAUSE BEYOND OUR CONTROL

NCPD # 0402679





STATE OF CALIFORNIA  
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL  
**VEHICLE REPORT**  
CHP 180 (Rev. 2-99) OPI 081

NOTE: CHP 180 IS FURNISHED TO ALL PEACE  
OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

REPORTING DEPARTMENT <b>WCPD</b>	LOCATION CODE <b>3709</b>	DATE / TIME OF REPORT <b>3/11/04 (2204)</b>	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY <input type="checkbox"/>	FILE NO. <b>0402679</b>
LOCATION TOWED / STOLEN FROM <b>900 E. 28TH ST</b>	ODOMETER READING	VIN CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO LIC. CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	DATE / TIME DISPATCH NOTIFIED <b>3/11/04 (0935)</b>	LOG NO.
YEAR <b>86</b>	MAKE [REDACTED]	MODEL [REDACTED]	BODY TYPE <b>4-Door</b>	COLOR <b>BLUE</b>
VEHICLE IDENTIFICATION NO. [REDACTED]		ENGINE NO.	LICENSE NO. [REDACTED]	ONE <input type="checkbox"/> TWO <input checked="" type="checkbox"/>
REGISTERED OWNER [REDACTED]		LEGAL OWNER <input checked="" type="checkbox"/> SAME AS R/O		
VALUATION BY <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OWNER		MONTH / YEAR <b>08/04</b>		
0-300 <input type="checkbox"/> 301-4000 <input checked="" type="checkbox"/> 4001+ <input type="checkbox"/>		STATE <b>CA</b>		

STORAGE CONCERN (NAME, ADDRESS, PHONE)	STORAGE AUTHORITY / REASON
TOWED TO / STORED AT	AIRBAG? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> 1 <input type="checkbox"/> 2
DRIVEABLE? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> JUNK <input type="checkbox"/> UNK	VIN SWITCHED? <input type="checkbox"/> YES <input type="checkbox"/> NO

☐ STORED ☐ IMPOUNDED ☐ RELEASED ☐ RECOVERED - VEHICLE / COMPONENT

CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	TIRES / WHEELS	CONDITION
-----------	-----	----	-------	-----	----	-------	-----	----	-------	-----	----	----------------	-----------

WRECKED			SEAT (FRONT)			REGISTRATION			CAMPER			LEFT FRONT	
BURNED HULK per 431(c) VC			SEAT (REAR)			ALT. / GENERATOR			VESSEL AS LOAD			RIGHT FRONT	
VANDALIZED			RADIO			BATTERY			FIREARMS			LEFT REAR	
ENG. / TRANS. STRIP			TAPE DECK			DIFFERENTIAL			OTHER			RIGHT REAR	
MISC. PARTS STRIP			TAPES			TRANSMISSION						SPARE	
BODY METAL STRIP			OTHER RADIO			AUTOMATIC						HUB CAPS	
SURGICAL STRIP per 431(b) VC			IGNITION KEY			MANUAL						SPECIAL WHEELS	

RELEASE VEHICLE TO: <input type="checkbox"/> R/O OR AGENT <input type="checkbox"/> AGENCY HOLD <input type="checkbox"/> 22850.3 VC	GARAGE PRINCIPAL / AGENT STORING VEHICLE (SIGNATURE)	DATE / TIME
NAME OF PERSON / AGENCY AUTHORIZING RELEASE	LD. NO.	DATE
SIGNATURE OF PERSON AUTHORIZING RELEASE		CERTIFICATION: I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE.
SIGNATURE OF PERSON TAKING POSSESSION		

☒ STOLEN VEHICLE / COMPONENT ☐ EMBEZZLED VEHICLE ☐ PLATE(S) REPORT

DATE / TIME OF OCCURRENCE <b>3/10/04 (2300-2330)</b>	DATE / TIME REPORTED <b>3/11/04 (0955)</b>	NAME OF REPORTING PARTY (R/P) [REDACTED]	DRIVER LICENSE NO. / STATE [REDACTED]
LAST DRIVER OF VEHICLE [REDACTED]	DATE / TIME <b>3/10/04 (2300)</b>	ADDRESS OF R/P [REDACTED]	TELEPHONE OF R/P [REDACTED]
I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.		SIGNATURE OF PERSON MAKING REPORT <b>INCLET'S</b>	

REMARKS (LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS) <b>FCU [REDACTED]</b>			
DRIVER'S NAME	ARRESTED / SECTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	REPORTED BY	CARGO / TYPE? <input type="checkbox"/> YES <input type="checkbox"/> NO
VALUE \$		<input type="checkbox"/> BILL OF LADING ATTACHED	

ON 3/11/04 AT 0957 HOURS, I SPOKE WITH [REDACTED] WHO WANTED TO REPORT HIS 86 [REDACTED] CA / [REDACTED] STOLEN. ACCORDING TO [REDACTED], RICHARD ORTIZ STOLE HIS CAR AFTER ROBBING HIM OF HIS CAR KEYS IN THE BACKYARD AT [REDACTED] E. 28TH ST. THE CAR WAS STOLEN FROM THE STREET IN FRONT OF [REDACTED] E. 28TH ST. [REDACTED] DID NOT GIVE ORTIZ PERMISSION TO TAKE HIS CAR & DESIRES CRIMINAL PROSECUTION. FOR MORE INFO ON ORTIZ, REFER TO CRIME CASE.

FRONT	LEFT SIDE	RIGHT SIDE	REAR	TOP
SIGNATURE OF OFFICER TAKING REPORT [REDACTED]		I.D. NO. <b>393</b>	SUPERVISOR	REQUIRED NOTICES SENT TO REGISTERED AND LEGAL OWNERS PER 22852 VC? <input type="checkbox"/> YES <input type="checkbox"/> NO
DATE NOTICED				

1. AREA <input type="checkbox"/> RURAL <input checked="" type="checkbox"/> URBAN		2. TAKEN FROM <input checked="" type="checkbox"/> STREET <input type="checkbox"/> PARKING LOT <input type="checkbox"/> GARAGE <input type="checkbox"/> DRIVEWAY <input type="checkbox"/> OTHER _____		3. REGISTRATION IN VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
4. WAS NEIGHBORHOOD CHECKED FOR VEHICLE, WITNESSES, CLUES, OTHER CRIMES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		5. PAYMENTS CURRENT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		6. DOORS LOCKED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
7. KEYS IN VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		8. ALL KEYS ACCOUNTED FOR? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
9. WHEN WAS VEHICLE LAST SERVICED? N/A		10. WHERE? N/A		11. IS THIS THE USUAL MECHANIC? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
12. RECENTLY LEFT IN PARKING GARAGE OR PARKING VALET SERVICE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		13. IF YES, WHERE? N/A		14. VEHICLE EQUIPPED WITH ORIGINAL ENGINE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK	
15. ORIGINAL TRANSMISSION? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		16. ORIGINAL PAINT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		17. IF ANSWER TO 14, 15, OR 16 IS NO, PROVIDE ADDITIONAL INFORMATION, SERIAL NO., ORIGINAL COLOR, ETC. N/A	
18. HAS VEHICLE BEEN PREVIOUSLY INVOLVED IN AN ACCIDENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		19. IF YES, HAS DAMAGE BEEN FIXED? <input type="checkbox"/> YES <input type="checkbox"/> NO N/A		20. PARTS DAMAGED N/A	
21. FACTORY EQUIPPED RADIO? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		22. IF NO, MAKE AND SERIAL NO. N/A		23. DOES VEHICLE HAVE LOCKING GAS CAP? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
24. IS VEHICLE FULLY INSURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		25. NAME / ADDRESS OF INSURANCE COMPANY UNIK			
26. NAME / ADDRESS OF NEAREST RELATIVE NOT LIVING WITH R/P N/A					
27. IDENTIFYING MARKS, BUMPER STICKERS, STAMP ON EQUIPMENT, ETC. NONE					
28. SUSPECT NAME RICHARD ORTIZ		DRIVER LICENSE NO. / STATE		ADDRESS	
HEIGHT 5-9		WEIGHT 250		EYES BRN	
				HAIR BLK	
				MISC.	

**29. NAME, DATE AND CASE NUMBER OF REPORTING AGENCY**

30. AREA RECOVERED <input type="checkbox"/> RURAL <input type="checkbox"/> URBAN	31. DESCRIPTION OF RECOVERY AREA	32. RECOVERY <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL
33. ANY EVIDENCE LOCATED? <input type="checkbox"/> YES <input type="checkbox"/> NO	34. WITNESSES, CLUES AND OTHER CRIMES	35. HAVE MISSING, IDENTIFIABLE PARTS BEEN ENTERED IN SVS? <input type="checkbox"/> YES <input type="checkbox"/> NO

36. DESCRIPTION	37. SERIAL NO.

[illegible]

## RECOVERED STOLEN VEHICLE RECORD OF NOTIFICATION

National City Police Department Case Number: 0402679  
Date of Recovery Report: 3-11-04

CVC. 10500 "...The original reporting police agency, upon receipt of the information from the recovering officer, shall immediately attempt to notify the reporting party by telephone, if the telephone number of the reporting party is available or readily accessible, of the location and condition of the recovered vehicle. If the reporting party's telephone number is unknown, or notification attempts were unsuccessful, the original reporting police agency shall notify the reporting party by placing, in the mail, a notice providing the location and condition of the recovered vehicle. This written notice shall be mailed within 24 hours of the original reporting police agency's receipt of the information of the recovery of the vehicle, excluding holidays and weekends."

Notification Date/Time	Notification made?		If no, message left/ contact information	Initials
	YES	NO		
1735 3-11-04		X		CE
2035 03/11/04	X		NOTIFIED by DETECTIVES	(S)
11		(V)	PER NEEDS TO BE NOTIFIED	
11			PER DETECTIVES	

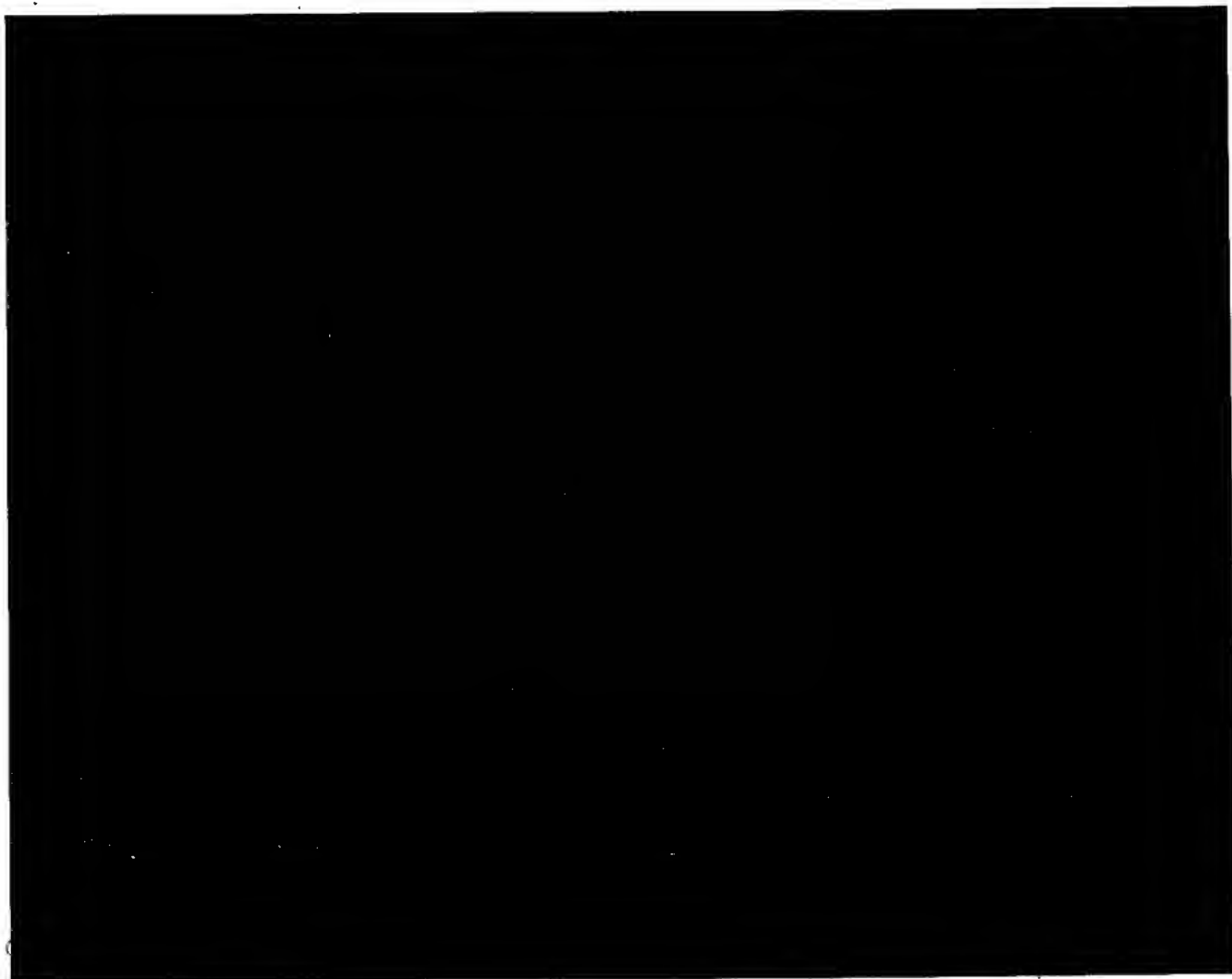
## FORWARD TO RECORDS FOR LETTER NOTIFICATION

Date: \_\_\_\_\_ Forwarded by: \_\_\_\_\_

Attempt to notify victim of recovered stolen vehicle (see attached report) has been unsuccessful for the following reason. Please notify victim by mail.

- \_\_\_ Unable to make contact with victim.
- \_\_\_ Victim has moved or changed phone numbers.
- \_\_\_ Phone number in CLETS is not a valid number for the victim.
- \_\_\_ No victim phone number listed in CLETS entry.
- \_\_\_ Other: \_\_\_\_\_





5403678



STATE OF CALIFORNIA  
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL  
**VEHICLE REPORT**  
CHP 180 (Rev. 2-99) CPl 061

NOTE: CHP 180 IS FURNISHED TO ALL PEACE OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

REPORTING DEPARTMENT <b>NCRD</b>	LOCATION CODE <b>3709</b>	DATE / TIME OF REPORT <b>3/11/04 1445</b>	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY <input type="checkbox"/>	FILE NO. <b>040 2679</b>
LOCATION TOWED / STOLEN FROM <b>600 E. 28TH</b>		ODOMETER READING <b>329880</b>	VIN CLEAR IN SVS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO LIC. CLEAR IN SVS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DATE / TIME DISPATCH NOTIFIED <b>3/11/04 1445</b>
YEAR <b>8</b>	BODY TYPE <b>40</b>	COLOR <b>BLUE</b>	LICENSE NO. <b>[REDACTED]</b>	MONTH / YEAR <b>8 / 04</b>
VEHICLE IDENTIFICATION NO. <b>[REDACTED]</b>		ENGINE NO. <b>[REDACTED]</b>	VALUATION BY <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OWNER <input type="checkbox"/> 0-300 <input checked="" type="checkbox"/> \$01-4000 <input type="checkbox"/> 4001 + <input type="checkbox"/> \$	

REGISTERED OWNER <b>[REDACTED]</b>	<input checked="" type="checkbox"/> SAME AS R/O	LEGAL OWNER <b>[REDACTED]</b>
<b>SAH DIEGO CA 72105</b>		<b>CE 3-11-04</b>

<input checked="" type="checkbox"/> STORED	<input checked="" type="checkbox"/> IMPOUNDED	<input type="checkbox"/> RELEASED	<input checked="" type="checkbox"/> RECOVERED - VEHICLE / COMPONENT
--	---	-----------------------------------	---

TOWING / STORAGE CONCERN (NAME, ADDRESS, PHONE) <b>ROAD ONE 3333 NATE AVE SD</b>	STORAGE AUTHORITY / REASON <b>22655.3 EVIDENCE HOLD</b>
---	--

TOWED TO / STORED AT <b>NCRD</b>	AIRBAG? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> 1 <input type="checkbox"/> 2	DRIVEABLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK <input type="checkbox"/> UNK	VIN SWITCHED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
-------------------------------------	--	--	---

CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	TIRES / WHEELS	CONDITION
WRECKED	<input checked="" type="checkbox"/>		SEAT (FRONT)	<input checked="" type="checkbox"/>		REGISTRATION	<input checked="" type="checkbox"/>		CAMPER		<input checked="" type="checkbox"/>	LEFT FRONT	<b>FAIR</b>
BURNED HULK per 431(c) VC		<input checked="" type="checkbox"/>	SEAT (REAR)	<input checked="" type="checkbox"/>		ALT. / GENERATOR	<input checked="" type="checkbox"/>		VESSEL AS LOAD		<input checked="" type="checkbox"/>	RIGHT FRONT	<b>FAIR</b>
VANDALIZED		<input checked="" type="checkbox"/>	RADIO	<input checked="" type="checkbox"/>		BATTERY	<input checked="" type="checkbox"/>		FIREARMS		<input checked="" type="checkbox"/>	LEFT REAR	<b>FAIR</b>
ENG. / TRANS. STRIP		<input checked="" type="checkbox"/>	TAPE DECK	<input checked="" type="checkbox"/>		DIFFERENTIAL	<input checked="" type="checkbox"/>		OTHER		<input checked="" type="checkbox"/>	RIGHT REAR	<b>FAIR</b>
MISC. PARTS STRIP		<input checked="" type="checkbox"/>	TAPES	<input checked="" type="checkbox"/>		TRANSMISSION	<input checked="" type="checkbox"/>					SPARE	
BODY METAL STRIP		<input checked="" type="checkbox"/>	OTHER RADIO		<input checked="" type="checkbox"/>	AUTOMATIC	<input checked="" type="checkbox"/>					HUBCAPS	
SURGICAL STRIP per 431(b) VC		<input checked="" type="checkbox"/>	IGNITION KEY		<input checked="" type="checkbox"/>	MANUAL		<input checked="" type="checkbox"/>				SPECIAL WHEELS	

RELEASE VEHICLE TO: <input type="checkbox"/> R/O OR AGENT <input checked="" type="checkbox"/> AGENCY HOLD <input type="checkbox"/> 22650.3 VC <b>22655.5 VC (EVIDENCE)</b>	GARAGE PRINCIPAL / AGENT STORING VEHICLE (SIGNATURE) <b>[REDACTED]</b> DATE / TIME <b>[REDACTED]</b>
NAME OF PERSON / AGENCY AUTHORIZING RELEASE <b>[REDACTED]</b>	CERTIFICATION: I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE
SIGNATURE OF PERSON AUTHORIZING RELEASE <b>[REDACTED]</b>	SIGNATURE OF PERSON TAKING POSSESSION <b>[REDACTED]</b>

<input type="checkbox"/> STOLEN VEHICLE / COMPONENT	<input type="checkbox"/> EMBEZZLED VEHICLE	<input type="checkbox"/> PLATE(S) REPORT
---	--	--

DATE / TIME OF OCCURRENCE	DATE / TIME REPORTED	NAME OF REPORTING PARTY (R/P)	DRIVER LICENSE NO. / STATE
LAST DRIVER OF VEHICLE	DATE / TIME	ADDRESS OF R/P	TELEPHONE OF R/P ( )

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

**REMARKS**  
[LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS]

DRIVER'S NAME <b>[REDACTED]</b>	ARRESTED / SECTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	REPORTED BY <b>[REDACTED]</b>	CARGO / TYPE? <input type="checkbox"/> YES <input type="checkbox"/> NO	VALUE \$ <b>[REDACTED]</b>
<b>VEH WAS A SUSPECT VEH IN AN OFFICER INVOLVED SHOOTING. THREE SUSPECTS IN CUSTODY.</b>				
<b>VEH WAS IMPOUNDED FROM THE SCENE TO NCRD PER NCRD DETECTIVES.</b>				
<b>REFER TO THE ARREST REPORTS FOR ADDITIONAL INFO.</b>				

FRONT 	LEFT SIDE 	RIGHT SIDE 	REAR 	TOP 
SIGNATURE OF OFFICER TAKING REPORT <b>[REDACTED]</b>		ID. NO. <b>U113</b>	SUPERVISOR <b>[REDACTED]</b>	REQUIRED NOTICES SENT TO REGISTERED AND LEGAL OWNERS PER 22662 VC? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

1. AREA <input type="checkbox"/> RURAL <input type="checkbox"/> URBAN		2. TAKEN FROM <input type="checkbox"/> STREET <input type="checkbox"/> PARKING LOT <input type="checkbox"/> GARAGE <input type="checkbox"/> DRIVEWAY <input type="checkbox"/> OTHER _____		3. REGISTRATION IN VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
4. WAS NEIGHBORHOOD CHECKED FOR VEHICLE, WITNESSES, CLUES, OTHER CRIMES? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		5. PAYMENTS CURRENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		6. DOORS LOCKED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
		7. KEYS IN VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		8. ALL KEYS ACCOUNTED FOR? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
9. WHEN WAS VEHICLE LAST SERVICED? OIL CHANG		10. WHERE? DARTMOUTH ST.		11. IS THIS THE USUAL MECHANIC? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO COOL	
12. RECENTLY LEFT IN PARKING GARAGE OR PARKING VALET SERVICE? YES / NO		13. IF YES, WHERE? T.F. JONES OF B.C.P.		14. VEHICLE EQUIPPED WITH ORIGINAL ENGINE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> JUNK	
15. ORIGINAL TRANSMISSION? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		16. ORIGINAL PAINT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		17. IF ANSWER TO 14, 15, OR 16 IS NO, PROVIDE ADDITIONAL INFORMATION, SERIAL NO., ORIGINAL COLOR, ETC. VIN: 1G1JC1F17B8C1A5A1U8GW	
18. HAS VEHICLE BEEN PREVIOUSLY INVOLVED IN AN ACCIDENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		19. IF YES, HAS DAMAGE BEEN FIXED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		20. PARTS DAMAGED	
21. FACTORY EQUIPPED RADIO? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		22. IF NO, MAKE AND SERIAL NO.		23. DOES VEHICLE HAVE LOOKING GAS CAP? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
24. IS VEHICLE FULLY INSURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		25. NAME / ADDRESS OF INSURANCE COMPANY			
26. NAME / ADDRESS OF NEAREST RELATIVE NOT LIVING WITH RP					
27. IDENTIFYING MARKS, BUMPER STICKERS, ADD ON EQUIPMENT, ETC. CAR - 2 doors, black, 1 door open, no cap					
28. SUSPECT NAME		DRIVER LICENSE NO. / STATE		ADDRESS	
HEIGHT		WEIGHT		EYES	
				HAIR	
				MISC.	

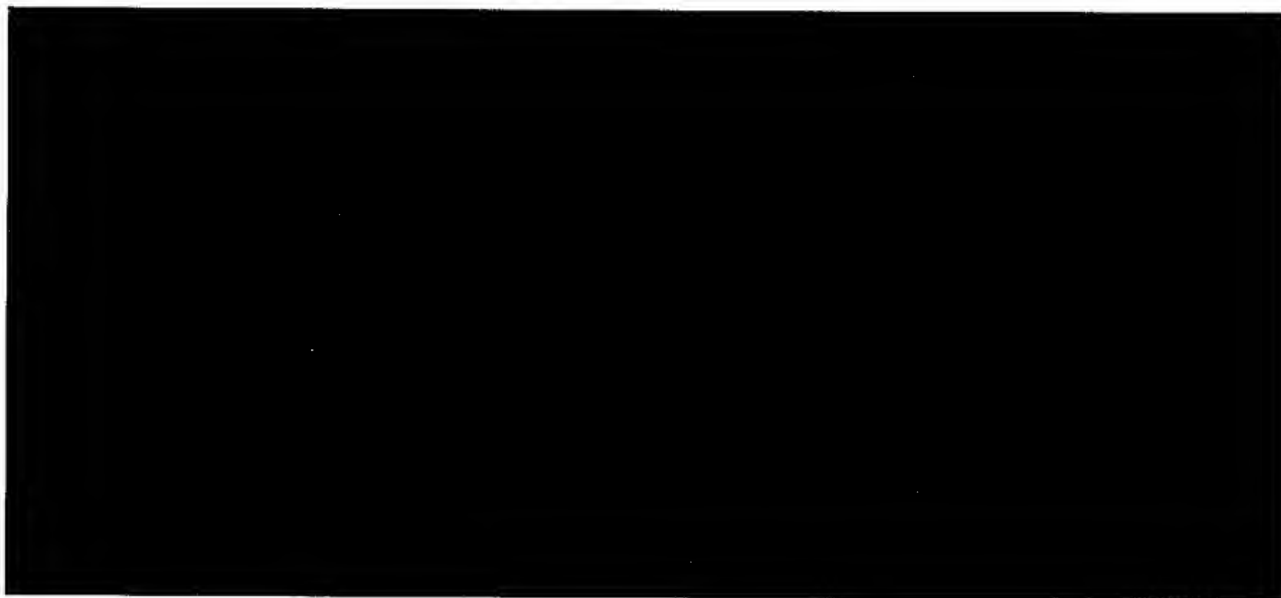
28. NAME, DATE AND CASE NUMBER OF REPORTING AGENCY. <b>NCPD / 03-11424 / 040267P</b>			
30. AREA RECOVERED <input type="checkbox"/> RURAL <input checked="" type="checkbox"/> URBAN	31. DESCRIPTION OF RECOVERY AREA <b>RESIDENTIAL, OVER SWEETWATER HIGH SCHOOL</b>	32. RECOVERY <input checked="" type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL	
33. ANY EVIDENCE LOCATED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	34. WITNESSES, CLUES AND OTHER CRIMES <b>REFER TO ARREST REPORTS</b>	35. HAVE MISSING, IDENTIFIABLE PARTS BEEN ENTERED IN SVS? <input type="checkbox"/> YES <input type="checkbox"/> NO	

36. DESCRIPTION	37. SERIAL NO.
-----------------	----------------

[illegible]

0402677





## STATUS CODES - RECOVERED VEHICLES

### 1<sup>ST</sup> DIGIT - CONDITION OF VEHICLE

- A = VEHICLE NOT DAMAGED, STRIPPED, OR BURNED
- B = VEHICLE STRIPPED OF MAJOR COMPONENTS/NOT BURNED
- C = VEHICLE STRIPPED OF MINOR COMPONENTS/NOT BURNED
- D = VEHICLE BURNED/NOT STRIPPED
- E = VEHICLE BURNED/STRIPPED OF MAJOR COMPONENTS
- F = VEHICLE BURNED/STRIPPED OF MINOR COMPONENTS
- G = VEHICLE DAMAGED/NOT STRIPPED
- H = VEHICLE DAMAGED AND STRIPPED
- I = LICENSE PLATES RECOVERED (LOST OR STOLEN LICENSE  
PLATE RECORDS)
- J = VEHICLE NOT DAMAGED/CARGO THEFT ONLY
- U = VEHICLE PARTS RECOVERED (STOLEN VEHICLE PART  
RECORDS)

### 2<sup>ND</sup> DIGIT - PERTAINS TO LICENSE PLATES

- 0 = NO PLATES MISSING, VIN OK
- 1 = ONE PLATE MISSING, VIN OK
- 2 = 2 PLATES MISSING, VIN OK
- 3 = NO PLATES MISSING, VIN REMOVED OR ALTERED
- 4 = ONE PLATE MISSING, VIN REMOVED OR ALTERED
- 5 = TWO PLATES MISSING, VIN REMOVED OR ALTERED
- 6 = NO PLATES MISSING, VIN PLATE SWITCHED
- 7 = ONE PLATE MISSING, VIN PLATE SWITCHED
- 8 = TWO PLATES MISSING, VIN PLATE SWITCHED
- U = PARTS RECOVERED (STOLEN VEHICLE PARTS RECORDS)
- I = LICENSE PLATES RECOVERED (LOST OR STOLEN LICENSE  
PLATE RECORDS)

### 3<sup>RD</sup> DIGIT - PERTAINS TO CUSTODY STATUS

- Y = SUSPECT IN CUSTODY
- N = SUSPECT NOT IN CUSTODY






1



NATIONAL CITY POLICE DEPARTMENT  
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE 1 OF 1	CASE NUMBER 040269	BIN#
----------------	-----------------------	------

RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON SUBMITTING ROUNDS		ID# 360	DIVISION INVESTIGATION		DATE 04/21/04	
INFORMATION SECTION						
ITEM #	ITEM DESCRIPTION ONO SKETCH + PHOTO LINE UP				National City Police Dept  10020139	
COMPLETED BY [REDACTED]				QUANTITY		MAKE
MODEL	CALIBER	COLOR	EVIDENCE EVID-F EVID-M SFKNG DEST FND SW			
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE)				
V (S) W O I F	NAME (LAST, FIRST, MIDDLE) ORTIZ, RICHARD			RACE H		SEX M
LAB REQUEST (SPECIFY)						
INFORMATION SECTION						
ITEM #	ITEM DESCRIPTION ONE PHOTO LINE UP COMPLETES				National City Police Dept  10020140	
BY [REDACTED]				QUANTITY		MAKE
MODEL	CALIBER	COLOR	EVIDENCE EVID-F EVID-M SFKNG DEST FND SW			
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE)				
V (S) W O I F	NAME (LAST, FIRST, MIDDLE) ORTIZ, RICHARD			RACE H		SEX M
LAB REQUEST (SPECIFY)						
INFORMATION SECTION						
ITEM #	ITEM DESCRIPTION TWO AUDIO + TWO VIDEO TAPES				National City Police Dept  10020141	
(MASTER + COPIES) OF INT. W [REDACTED]				QUANTITY		MAKE
MODEL	CALIBER	COLOR	EVIDENCE EVID-F EVID-M SFKNG DEST FND SW			
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE)				
V (S) W O I F	NAME (LAST, FIRST, MIDDLE) ORTIZ, RICHARD			RACE H		SEX M
LAB REQUEST (SPECIFY)						

EVID 1B

**Law Offices of Mark A. Bush**  
A Professional Law Corporation

April 21, 2004

National City Police Department  
Records Dept.  
1200 National City Blvd.  
National City, CA 91950

04102679

Re:            **Our Client:** [REDACTED]  
                 **Date of Accident:** *March 11, 2004*  
                 **Location:**        *28<sup>th</sup> Street & Highland Avenue*

Dear Records Dept:

We are in immediate need of the traffic collision report (and any related reports) including any photographs for the incident described above. We enclose a signed authorization and our check for \$10.00.

Thank you for your prompt attention to this request.

Very truly yours,



Mark A. Bush

sent  
4/26/04 gll

RECEIVED  
APR 22 2004

## Authorization for Release of Information

To: National City Police Dept.  
From:  
Re: Accident report  
Date: 4/21/04

I, [REDACTED], mother of [REDACTED] DO HEREBY AUTHORIZE NATIONAL CITY POLICE DEPARTMENT TO RELEASE TO MY ATTORNEYS THE LAW OFFICES OF MARK A. BUSH OR THEIR REPRESENTATIVES ANY AND ALL INFORMATION RELATIVE TO THE MOTOR VEHICLE ACCIDENT OF 3/11/04, 2004. SPECIFICALLY, I AUTHORIZE AND INSTRUCT THE NATIONAL CITY POLICE DEPARTMENT TO RELEASE TO MY ATTORNEYS THE TRAFFIC COLLISION REPORT NUMBER UNKNOWN AND ANY PHOTOGRAPHS ATTACHED THERETO.

DATED: 4/21/04

[REDACTED]

NATIONAL CITY POLICE DEPARTMENT  
APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY

REPORT NUMBER 0402679

Name [REDACTED] Phone [REDACTED]

Address [REDACTED]

City San Diego State CA Zip 92139

This will certify that as ☒ Victim ☐ Driver ☐ Property Owner ☐ Passenger ☐ Pedestrian ☐ Party of Interest,  
or representative of the above, who because of age or physical condition prevents him from representing himself, I  
have a proper interest in this accident/incident.

Signature [REDACTED] Date March 16, 04

Type of Report Requested: Traffic Accident ☒ Domestic Violence ☐ Identity Theft ☐

Vehicle Theft ☐ include License number ☐ Other Explain POLICE shooting at a stolen car  
stolen car n'ts my car

Date of Accident or Incident March 11, 2004

Location of Accident or Incident 28th street Next to Sweetwater High School

Name(s) of persons involved My self [REDACTED] and my EX step daughter [REDACTED]

Note: Incomplete or illegible information may cause a delay in processing your request.

INSURANCE COMPANY ONLY - COMPLETE THIS SECTION. YOU MUST PROVIDE A POLICY  
OR CLAIM NUMBER.

Company Name [REDACTED] Policy Number [REDACTED]

Address [REDACTED]

Requested by [REDACTED]

Representing [REDACTED]

ATTORNEY OR AUTHORIZED INDIVIDUAL REPRESENTING INVOLVED PARTY - COMPLETE  
THIS SECTION. YOU MUST PROVIDE A SIGNED AUTHORIZATION OF INDIVIDUAL REPRESENTED.

This is to certify that I represent [REDACTED] who was ☐ Victim, ☐ Property Owner, ☐  
Driver, ☐ Passenger, ☐ Pedestrian, ☐ Other

Firm [REDACTED]

Name [REDACTED]

Address [REDACTED]

Signature [REDACTED] Date [REDACTED]

DEPARTMENT USE ONLY

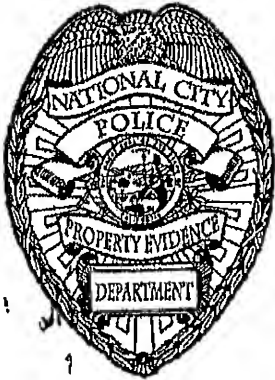
Identification DL, [REDACTED] Other [REDACTED]

Date Mailed 3/19/04 Date Picked up at Front Counter [REDACTED]

Verified by [REDACTED]

Amount 10-

Other Notes: [REDACTED]



**National City Police Department**  
**Property and Evidence**  
FAX Transmission Cover Sheet

Date: 051404

TO: SDSO FAX#: 858 467-4650

ATTN: Celia Total pages including the cover sheet: 3

FROM: April PROPERTY & EVIDENCE DEPARTMENT

REFERENCE: SDSO # 04001391 T

*The information contained in this transmission is privileged, confidential and intended for the use of the individual or entity named about. If you are not the intended recipient you are hereby notified that any reading, dissemination, distribution or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original communication to us at the address printed below via the United States mail. We will reimburse you for the mailing costs.*

Thank You

**NATIONAL CITY POLICE DEPARTMENT**  
**1200 NATIONAL CITY BOULEVARD**  
**NATIONAL CITY, CA 91950**

**FAX (619) 336-4447**

**PHONE # (619) 336-4447**

**Please contact us by phone before sending a FAX**

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 0402679  
OFFICER'S NAME / ID # GRANDE

DATE 101804

<input type="checkbox"/>	EVIDENCE	<input type="checkbox"/>	FOUND	<input type="checkbox"/>	HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/>	SAFEKEEPING	<input type="checkbox"/>	DV HOLD	<input type="checkbox"/>	SEARCH WARRANT

PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
MAILING ADDRESS:			
STREET#		APT#	CONTACT PHONE NUMBER ( )
CITY:		STATE:	ZIP CODE:
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #	
I20182	Uniform I		
I20183			
I20184			
I20185			

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE

DATE X 102904

PROPERTY RELEASED TO: WUB

DATE 10-29-04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

# FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA  
1200 NATIONAL CITY BLVD \* NATIONAL CITY, CA 91950-4594 \* (619)336-4447

NCPD CASE # 07-1017 DATE 10/27/04  
OFFICER'S NAME / ID # GRANDJE

☐ EVIDENCE ☐ FOUND ☐ HELD PER 8102 W&I (5150 W&I)  
☐ SAFEKEEPING ☐ DV HOLD ☐ SEARCH WARRANT

## PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER ( )
MAILING ADDRESS:			
STREET#		APT#	CONTACT PHONE NUMBER ( )
CITY:		STATE:	ZIP CODE:
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL #	
10004			
10005			
10006			
10007			

## FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: \_\_\_\_\_

## ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

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SIGNATURE: \_\_\_\_\_

RELEASE FORM: (OFFICER : DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE [Signature] DATE 10/27/04

PROPERTY RELEASED TO: [Signature] DATE 10/27/04

IDENTIFICATION TYPE / NUMBER \_\_\_\_\_

**MUST CALL TO MAKE AN APPOINTMENT 336-4447**

Item Listing  
Activity Number: 0402679

National City Police  
1200 National City Blvd  
National City, CA 91950

Bar Code	Description	Activity Num	Violation	Seized Date	Received Date	Status Date	Status	Locker or Last Dest	Recd Qty	Out Qty	Disp Qty	Qty In	UOM
I0020167		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020168		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020169		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020170		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020171		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020172		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020173		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020174		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	SPLIT	LW159A	3	-3	0	6	EA
I0020175		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
I0020176		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
I0020177	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	9	0	9	0	EA
I0020178	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	16	0	16	0	EA
I0020179	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	16	0	16	0	EA
I0020180	Miller	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	10	0	0	10	EA
I0020181	Off Miller	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020182	Off Miller uniform	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020183	off millers,gun belt,boots	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020184	uniform shirt	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020185	uniform pants	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA
I0020186	miller,uniform,veh	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	SPLIT	LW159A	4	-4	0	8	EA
I0020187	PISTOL	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
I0020188	from chamber	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
I0020189	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	12	0	0	12	EA
I0020190	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	14	0	0	14	EA
I0020191	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	14	0	0	14	EA
I0020192	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	14	0	0	14	EA
I0020193	off Harward	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	10	0	0	10	EA



## Check-Out Release Form

### Property Facility

National City Police Department  
1200 National City Blvd  
National City CA 91950

(619) 336-4447

### Destination

INVESTIGATIONS  
1200 NATIONAL CITY BLVD  
NATIONAL CITY, CA  
POLICE DEPARTMENT

SGT RANDY TRIVIZ  
(619) 336-4481

Case Number: 0402679

██████ E 28TH STREET

Rec ID: 10245

Case Officer: 330

OFFICER GONZALES, MANNY

Released By: 5610

PES CASTRO, VANESSA

Date: 10/5/04

Released To: 249

DET. GRANDE, DAVID

Time: 11:34 am

Item ID	Description	Serial Number	Quantity
10020731	VIDEO CASSETTE & audio int w/ miller		2

Page 1 of 1, 1 items  
1 total items released

SIGNER ACKNOWLEDGES RECEIPT OF ABOVE  
ITEMS AND THE RESPONSIBILITIES THEREIN.

DET. GRANDE, DAVID

Print Name

Signature

Continued From: OTHER Detective Sup		<b>San Diego Regional Officer's Report Narrative</b>		Page 1 of 4		Case Number 0402679	
Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED				Date 03/11/2004		Day of Week THU	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)				City NATIONAL CITY		Time 11:50	
Person(s) Involved: Victim				District		Beat 240	
Suspect (If Named) Ortiz, Richard							
Property Tag No.(s)							

### Detective Supplemental

On March 11, 2004 at about 1150 hrs, I responded to assist in the investigation of an Officer Involved Shooting that occurred in the south parking lot of 620 E. 24<sup>th</sup> St. in National City. The suspect, identified as Richard Ortiz 10/12/81 was driving a stolen blue 1986 [REDACTED] 4-door sedan, along with a White male and Hispanic female passenger. Ortiz had stolen the blue [REDACTED] on March 10, 2004 at about 2330 hrs. Ortiz was identified as the driver of the blue [REDACTED] when National City Police Officers C. Miller and D. Harward attempted to contact and apprehend Ortiz. Ortiz saw the officers, and drove directly at the officers at a high rate of speed from a short distance away.

The officers were unable to escape the path of the [REDACTED] due to Ortiz' driving, and fearing for their safety and to prevent serious injury or death, drew their weapons and fired several rounds at the [REDACTED].

Ortiz drove past the officers at a high rate of speed, and continued southbound on "F" Avenue at a high rate of speed through an Elementary and High School area in attempt to evade apprehension and arrest by police. Due to Ortiz' wreckless and negligent driving, he struck a white/gold [REDACTED] which was stopped at the south corner of 600 E. 28<sup>th</sup> St., dropping of a student. The student, a Hispanic female juvenile identified as [REDACTED] was thrown from the [REDACTED] due to the impact from the collision, and suffered serious injury. Ortiz then fled the scene of the traffic collision on foot, and attempted to hide on the west side of the residence at 631 E. 28<sup>th</sup> St.

During the investigation, detectives were able to determine the following from physical evidence and victim, witness statements:

### Synopsis

On March 10, 2004 at about 2330 hrs, [REDACTED] the owner of the 1986 Blue [REDACTED] Ca. Lic# [REDACTED] drove to [REDACTED] E. 28<sup>th</sup> St. to visit friends. While at the residence, [REDACTED] was contacted by two Hispanic males identified as Richard Ortiz 10/12/81 and [REDACTED] in the rear yard of the residence. Ortiz, who demanded that [REDACTED] give him his money, approached [REDACTED] [REDACTED] refused, and Ortiz pulled a ten (10) inch blade knife from his waistband and pointed it at [REDACTED] Ortiz then

Reporting Officer GRANDE	ID # 249	Division INV	Approved By	Date of Report 03/14/2004	Time 15:06
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Continued From: OTHER - Detective Sup
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San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*604 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Page 2 of 4	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)	Day of Week THU	Time 11:50	
Person(s) Involved: Victim Suspect (If Named) Ortiz, Richard	City NATIONAL CITY	District	Beat 240
Property Tag No.(s)			

ordered [REDACTED] "Give me your money, or I will stab you." [REDACTED] attempted to escape but was blocked by [REDACTED]

Ortiz then walked toward [REDACTED] with the knife in his left hand and again demanded [REDACTED] property. At knifepoint, Ortiz then reached into [REDACTED] pockets and took his car keys and a pack of cigarettes. Ortiz then put the knife to [REDACTED] back, and removed [REDACTED] watch from his right rear pants pocket. Ortiz attempted to remove [REDACTED] wallet, but was unable to do so.

Ortiz then left the yard, taking [REDACTED] with him. [REDACTED] did not realize that Ortiz had taken his [REDACTED] until several minutes later. On March 11, 2004 at about 0200 hrs, [REDACTED] walked to the 7-11 store located at E. 24<sup>th</sup> St. and Highland Ave. to call police and report the robbery and auto theft after Ortiz did not return with his car. While at the 7-11 store, [REDACTED] saw his [REDACTED] drive into the Arco gas station lot, located in the 2300 block of Highland Ave. [REDACTED] saw that Ortiz was still driving the car, and ran over to Ortiz, demanding that he get his car back. Ortiz rolled up the left front driver window and drove away.

[REDACTED] walked back to E. 28<sup>th</sup> St. address, and neither the car nor Ortiz returned to the residence. [REDACTED] believed that Ortiz might bring the car back to the E. 28<sup>th</sup> St. address and waited until 0913 hrs., before he called police to report auto theft and robbery.

On March 11, 2004 at about 1100 hrs, National City Police Service Officer Carranza and Parking Enforcement Officer Crawford were investigating traffic violations in the area of 1900 Wilson Ave. in National City. Carranza saw the 1986 blue [REDACTED] Ca. Lic. [REDACTED] parked in the west alley of 1900 Wilson Ave. and saw that the car was occupied. Due to the traffic violation, Carranza ran the license plate through DMV records and it had not been reported stolen in the DMV system. A Hispanic male later positively identified as Richard Ortiz exited the left front driver side of the car and approached Carranza. Ortiz was wearing a black beanie and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was overly polite to Carranza and continuously wrung his hands together while talking to her. Carranza told Ortiz that parking in the alley was illegal, and that he would have to move. While talking to Ortiz, Carranza could see what appeared to be a females' arm protruding from the right rear passenger window.

Reporting Officer GRANDE	ID # 249	Division INV	Approved By	Date of Report 03/14/2004	Time 15:06
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San Diego Regional  
Officer's Report  
Narrative

Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 3 of 4	Case Number 0402679	
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)		Day of Week THU	Time 11:50		
Person(s) Involved: Victim		City NATIONAL CITY	District	Beat 240	
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s)					

Carranza got back into her vehicle and drove out of the alley. Believing that Ortiz was not going to leave after he was requested to, she waited for him to drive out of the alley. As Ortiz drove the blue [REDACTED] out of the alley, she could see a White male adult, with long hair and a goatee sitting in the right front passenger seat.

On March 11, 2004, at about 1136 hrs, National City Police Officer S. Shanahan completed taking the crime report from [REDACTED] regarding the robbery and theft of his vehicle. As Officer Shanahan broadcasted [REDACTED] vehicle description and license plate, NCPD Dispatcher M. Gaffney recognized the license plate number as the same license plate checked by PSO Carranza earlier. Officers responded to the immediate area, but could not locate the [REDACTED] or Ortiz.

Officer [REDACTED] advised officers in the field that [REDACTED] believed that Richard Ortiz possibly lived in the area of 600 E. 24<sup>th</sup> St. NCPD Officer D. Harward, who is currently assigned as a School Resource Officer at Sweetwater High School responded to the area to check for the vehicle. While traveling westbound through the south parking lot of 620 E. 24<sup>th</sup> St. Officer Harward saw [REDACTED] parked in a stall in the parking lot, and believed it was unoccupied. Officer Harward left the immediate area, and was able to call NCPD Officer C. Miller for assistance. Believing the vehicle was unoccupied, both Officer Harward and Miller approached the south parking lot on foot. While walking to the parking lot, Officer Harward was contacted by a White male on a bicycle, later identified as [REDACTED] told the officers that his blue [REDACTED] had been stolen and was now parked in the south parking lot of 600 E. 24<sup>th</sup> St.

Officers Harward and Miller continued toward the parking lot as [REDACTED] rode his bicycle to the south parking lot driveway entrance. Officer Harward heard [REDACTED] yelling at someone inside the parking lot, and [REDACTED] was yelling, "Stop, don't go anywhere."

As Officer Harward and Miller walked south into the south parking lot, they saw the blue [REDACTED] backing eastbound out of a parking stall. Officer Harward and the Hispanic male driver, Ortiz made eye contact. Ortiz suddenly pressed on the vehicles' accelerator, and the officers could hear the sound of the vehicle's tires squealing, which is consistent with the rapid acceleration of a vehicle attempting to obtain a high rate of speed. Officer Harward and Miller were positioned in the northwest portion of the parking lot, and Officer Harward yelled at the driver of the vehicle to "Stop."

Reporting Officer GRANDE	ID # 249	Division INV	Approved By	Date of Report 03/14/2004	Time 15:06
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## San Diego Regional Officer's Report Narrative

Code Section And Description (one incident only) PC / 187*684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED		Date 03/11/2004	Page 4 of 4	Case Number 0402679
Location Of Incident (Or Address) 620 E. 24th St. (South Parking Lot)		Day of Week THU	Time 11:50	
Person(s) Involved: Victim Suspect (If Named) Ortiz, Richard		City NATIONAL CITY	District	Beat 240
Property Tag No.(s)				

The blue [REDACTED] accelerated forward at a high rate of speed from the south side of the parking lot toward the officers. The officers realized that Ortiz was not going to stop, and as they moved northbound, Ortiz redirected the vehicle toward the officers at a high rate of speed. Fearing for their safety, believing that Ortiz had the intention of striking them with the vehicle, they drew their weapons and fired at the vehicle from about fifteen feet away as they attempted to move out of the way. The right front fender

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SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY  
CASE NUMBER# 04001391-T  
(continued)

DISPOSITION OF EVIDENCE:

I sealed all evidence prior to returning to Sheriff's Property and Evidence Unit.

*Diane N. Do* 04/28/04  
DIANE N. DO, LATENT PRINT EXAMINER

VERIFIED BY / DATE *Robert M. Smith* 04/28/04

ADMIN. REVIEW / DATE *W. H. Hines* 4/29/04